

Michigan Register

Issue No. 16– 2008 (Published September 15, 2008)



GRAPHIC IMAGES IN THE MICHIGAN REGISTER

COVER DRAWING

Michigan State Capitol:

This image, with flags flying to indicate that both chambers of the legislature are in session, may have originated as an etching based on a drawing or a photograph. The artist is unknown. The drawing predates the placement of the statue of Austin T. Blair on the capitol grounds in 1898.

(Michigan State Archives)

PAGE GRAPHICS

Capitol Dome:

The architectural rendering of the Michigan State Capitol's dome is the work of Elijah E. Myers, the building's renowned architect. Myers inked the rendering on linen in late 1871 or early 1872. Myers' fine draftsmanship, the hallmark of his work, is clearly evident.

Because of their size, few architectural renderings of the 19th century have survived. Michigan is fortunate that many of Myers' designs for the Capitol were found in the building's attic in the 1950's. As part of the state's 1987 sesquicentennial celebration, they were conserved and deposited in the Michigan State Archives.

(Michigan State Archives)

East Elevation of the Michigan State Capitol:

When Myers' drawings were discovered in the 1950's, this view of the Capitol – the one most familiar to Michigan citizens – was missing. During the building's recent restoration (1989-1992), this drawing was commissioned to recreate the architect's original rendering of the east (front) elevation.

(Michigan Capitol Committee)

Michigan Register

Published pursuant to § 24.208 of
The Michigan Compiled Laws



Issue No. 16— 2008

(This issue, published September 15, 2008, contains
documents filed from August 16, 2008 to September 2, 2008)

Compiled and Published by the
State Office of Administrative Hearings and Rules

© 2008 by State Office of Administrative Hearings and Rules, State of Michigan
All rights reserved.
Printed in the United States of America

Michigan Register (ISSN 0892-3124). Published twice per month, with a cumulative index, by the State Office of Administrative Hearings and Rules, pursuant to §24.208 of the Michigan Compiled Laws. Subscription \$400.00 per year, postpaid to points in the U.S. First class postage paid at Lansing, Michigan. Direct all mail concerning subscriptions to State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933

Peter Plummer, Executive Director, State Office of Administrative Hearings and Rules; **Deidre O'Berry**, Administrative Rules Analyst for Operations and Publications.

Jennifer M. Granholm, Governor



John D. Cherry Jr., Lieutenant Governor

PREFACE

PUBLICATION AND CONTENTS OF THE MICHIGAN REGISTER

The State Office of Administrative Hearings and Rules publishes the *Michigan Register*.

While several statutory provisions address the publication and contents of the *Michigan Register*, two are of particular importance.

MCL 24.208 states:

Sec. 8 (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

- (a) Executive orders and executive reorganization orders.
 - (b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.
 - (c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.
 - (d) Proposed administrative rules.
 - (e) Notices of public hearings on proposed administrative rules.
 - (f) Administrative rules filed with the secretary of state.
 - (g) Emergency rules filed with the secretary of state.
 - (h) Notice of proposed and adopted agency guidelines.
 - (i) Other official information considered necessary or appropriate by the State Office of Administrative Hearings and Rules.
 - (j) Attorney general opinions.
 - (k) All of the items listed in section 7(1) after final approval by the certificate of need commission or the statewide health coordinating council under section 22215 or 22217 of the public health code, 1978 PA 368, MCL 333.22215 and 333.22217.
- (2) The State Office of Administrative Hearings and Rules shall publish a cumulative index for the Michigan register.
 - (3) The Michigan register shall be available for public subscription at a fee reasonably calculated to cover publication and distribution costs.
 - (4) If publication of an agency's proposed rule or guideline or an item described in subsection (1)(k) would be unreasonably expensive or lengthy, the State Office of Administrative Hearings and Rules may publish a brief synopsis of the proposed rule or guideline or item described in subsection (1)(k), including information on how to obtain a complete copy of the proposed rule or guideline or item described in subsection (1)(k) from the agency at no cost.
 - (5) An agency shall transmit a copy of the proposed rules and notice of public hearing to the State Office of Administrative Hearings and Rules for publication in the Michigan register.

MCL 4.1203 states:

Sec. 203. (1) The Michigan register fund is created in the state treasury and shall be administered by the State Office of Administrative Hearings and Rules. The fund shall be expended only as provided in this section.

- (2) The money received from the sale of the Michigan register, along with those amounts paid by state agencies pursuant to section 57 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.257, shall be deposited with the state treasurer and credited to the Michigan register fund.
- (3) The Michigan register fund shall be used to pay the costs preparing, printing, and distributing the Michigan register.
- (4) The department of management and budget shall sell copies of Michigan register at a price determined by the State Office of Administrative Hearings and Rules not to exceed cost of preparation, printing, and distribution.
- (5) Notwithstanding section 204, beginning January 1, 2001, the State Office of Administrative Hearings and Rules shall make the text of the Michigan register available to the public on the internet.
- (6) The information described in subsection (5) that is maintained by the State Office of Administrative Hearings and Rules shall be made available in the shortest feasible time after the information is available. The information described in subsection (5) that is not maintained by the State Office of Administrative Hearings and Rules shall be made available in the shortest feasible time after it is made available to the State Office of Administrative Hearings and Rules.
- (7) Subsection (5) does not alter or relinquish any copyright or other proprietary interest or entitlement of this state relating to any of the information made available under subsection (5).
- (8) The State Office of Administrative Hearings and Rules shall not charge a fee for providing the Michigan register on the internet as provided in subsection (5).
- (9) As used in this section, "Michigan register" means that term as defined in section 5 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.205.

CITATION TO THE MICHIGAN REGISTER

The *Michigan Register* is cited by year and issue number. For example, 2001 MR 1 refers to the year of issue (2001) and the issue number (1).

CLOSING DATES AND PUBLICATION SCHEDULE

The deadlines for submitting documents to the State Office of Administrative Hearings and Rules for publication in the *Michigan Register* are the first and fifteenth days of each calendar month, unless the submission day falls on a Saturday, Sunday, or legal holiday, in which event the deadline is extended to include the next day which is not a Saturday, Sunday, or legal holiday. Documents filed or received after 5:00 p.m. on the closing date of a filing period will appear in the succeeding issue of the *Michigan Register*.

The State Office of Administrative Hearings and Rules is not responsible for the editing and proofreading of documents submitted for publication.

Documents submitted for publication should be delivered or mailed in an electronic format to the following address: MICHIGAN REGISTER, State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933.

RELATIONSHIP TO THE MICHIGAN ADMINISTRATIVE CODE

The *Michigan Administrative Code* (1979 edition), which contains all permanent administrative rules in effect as of December 1979, was, during the period 1980-83, updated each calendar quarter with the publication of a paperback supplement. An annual supplement contained those permanent rules, which had appeared in the 4 quarterly supplements covering that year.

Quarterly supplements to the Code were discontinued in January 1984, and replaced by the monthly publication of permanent rules and emergency rules in the *Michigan Register*. Annual supplements have included the full text of those permanent rules that appear in the twelve monthly issues of the *Register* during a given calendar year. Emergency rules published in an issue of the *Register* are noted in the annual supplement to the Code.

SUBSCRIPTIONS AND DISTRIBUTION

The *Michigan Register*, a publication of the State of Michigan, is available for public subscription at a cost of \$400.00 per year. Submit subscription requests to: State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933. Checks Payable: State of Michigan. Any questions should be directed to the State Office of Administrative Hearings and Rules (517) 335-2484.

INTERNET ACCESS

The *Michigan Register* can be viewed free of charge on the Internet web site of the State Office of Administrative Hearings and Rules: www.michigan.gov/cis/0,1607,7-154-10576_35738---,00.html

Issue 2000-3 and all subsequent editions of the *Michigan Register* can be viewed on the State Office of Administrative Hearings and Rules Internet web site. The electronic version of the *Register* can be navigated using the blue highlighted links found in the Contents section. Clicking on a highlighted title will take the reader to related text, clicking on a highlighted header above the text will return the reader to the Contents section.

Peter Plummer, Executive Director
State Office of Administrative Hearings and Rules

2008 PUBLICATION SCHEDULE

Issue No.	Closing Date for Filing or Submission Of Documents (5 p.m.)	Publication Date
1	January 15, 2008	February 1, 2008
2	February 1, 2008	February 15, 2008
3	February 15, 2008	March 1, 2008
4	March 1, 2008	March 15, 2008
5	March 15, 2008	April 1, 2008
6	April 1, 2008	April 15, 2008
7	April 15, 2008	May 1, 2008
8	May 1, 2008	May 15, 2008
9	May 15, 2008	June 1, 2008
10	June 1, 2008	June 15, 2008
11	June 15, 2008	July 1, 2008
12	July 1, 2008	July 15, 2008
13	July 15, 2008	August 1, 2008
14	August 1, 2008	August 15, 2008
15	August 15, 2008	September 1, 2008
16	September 1, 2008	September 15, 2008
17	September 15, 2008	October 1, 2008
18	October 1, 2008	October 15, 2008
19	October 15, 2008	November 1, 2008
20	November 1, 2008	November 15, 2008
21	November 15, 2008	December 1, 2008
22	December 1, 2008	December 15, 2008
23	December 15, 2008	January 1, 2009
24	January 1, 2009	January 15, 2009

CONTENTS

PROPOSED ADMINISTRATIVE RULES, NOTICES OF PUBLIC HEARINGS

Department of Treasury

State Tax Commission (SOAHR # 2007-018 TY)

State Tax Commission – General Rules	2-18
Public Hearing Notice.....	19

Department of Community Health

Bureau of mental Health & Substance Abuse Services (SOAHR # 2008-024 CH)

Part 7. Rights of Recipients	20-25
Public Hearing Notice.....	26

OPINIONS OF THE ATTORNEY GENERAL

AG Opinion No. 7219

Application of the exceptions to the single-site requirement in MCL 380.524(1) to urban high school academies	28-40
---	-------

ENROLLED SENATE AND HOUSE BILLS SIGNED INTO LAW OR VETOED

Table (2008 Session)	41-82
----------------------------	-------

MICHIGAN ADMINISTRATIVE CODE TABLE

Table (2008 Session)	83-89
----------------------------	-------

CUMULATIVE INDEX

Cumulative Index (2008)	90-93
-------------------------------	-------

**PROPOSED ADMINISTRATIVE RULES,
NOTICES OF PUBLIC HEARINGS**

MCL 24.242(3) states in part:

“... the agency shall submit a copy of the notice of public hearing to the State Office of Administrative Hearings and Rules for publication in the Michigan register. An agency's notice shall be published in the Michigan register before the public hearing and the agency shall file a copy of the notice of public hearing with the State Office of Administrative Hearings and Rules.”

MCL 24.208 states in part:

“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(d) Proposed administrative rules.

(e) Notices of public hearings on proposed administrative rules.”

PROPOSED ADMINISTRATIVE RULES

2007-018 TY

DEPARTMENT OF TREASURY

~~BUREAU OF LOCAL GOVERNMENT SERVICES~~

STATE TAX COMMISSION

GENERAL RULES

Filed with the Secretary of State on

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the state tax commission by section 9 of 1965 PA 380, and section 33 of 1969 PA 306, MCL 16.109 and 24.233)

R 209.3, R 209.5, R 209.11, R 209.12, R 209.14, R 209.15, R 209.17, R 209.18, R 209.21, R 209.23, R 209.35, R 209.36, R 209.61, R 209.62, R 209.71, R 209.72, R 209.73, R 209.74, and R 209.75 of the Michigan Administrative Code are rescinded, R 209.1, R 209.7, R 209.8, R 209.13, R 209.16, R 209.19, R 209.24, R 209.25, R 209.26, R 209.28, R 209.41, R 209.42, R 209.43, R 209.44, R 209.51, R 209.52, R 209.53, R 209.54, R 209.55, and R 209.56 of the Code are amended, and R 209.31, R 209.32, R 209.33, R 209.34, R 209.37, R 209.38, R 209.63, R 209.64, R 209.65, R 209.66, R 209.67, R 209.68, R 209.76, R 209.81, R 209.91, R 209.101 and R 209.111 are added to the Code as follows:

PART 1. GENERAL PROVISIONS

R 209.1 Definitions.

Rule 1. As used in these rules:

- (a) “Act” means 1893 PA 206, MCL 211.1 **known as the general property tax act.**
- (b) **“Assessing officer” includes, in addition to an assessor, an equalization director and employees of a county equalization department.**
- ~~(b)~~ (c) “Assessor” means an assessing officer of a township or city who is duly elected or appointed and certified by the state assessor’s board under this act.
- (d) “Commission” means the state tax commission created by 1927 PA 360, MCL 209.101.
- (e) “Equalization director” means the head of a county equalization department appointed by the county board of commissioners and certified by the state assessor’s board under the act and R 211.441(3).
- (f) “Equalization study” means a determination of tentative equalized valuations for each class of real and personal property based on comparisons of existing assessed valuations and true cash valuations as prescribed by chapter 16 of the state tax commission assessors’ manual **as amended by state tax**

commission bulletins, and is **shall be** the beginning point for county and state equalization for the following year.

(e) (g) “Assessors’ Manual” means the **assessor’s** manual prepared **and/or approved** by the state tax commission in accordance with the provisions of ~~Act No 122 of the Public Acts of 1962, as amended, being S211.721~~ **MCL §211.10e** of the Michigan Compiled Laws. ~~The assessor’s manual may be purchased at a cost of \$50.00 from the State Tax Commission, 4th Floor, Stevens T. Mason Building, Lansing, Michigan 48922.~~

R 209.3 Jurisdiction. Rescinded.

~~Rule 3. The commission has jurisdiction in the following matters:~~

- ~~(a) General supervision of the administration of the property tax laws of this state.~~
- ~~(b) General supervision over the supervisors and other assessing officers of the state.~~
- ~~(c) Securing the enforcement of the provisions of the act as they relate to uniform assessment at the legislatively prescribed proportion of true cash value.~~
- ~~(d) Assessment of all the property in an assessing unit, township, or city.~~
- ~~(e) Requiring from any officer in this state, on forms prescribed by the commission, such annual or other reports as shall enable the commission to ascertain the assessed value and equalized values of all property listed for taxation throughout the state under the act.~~
- ~~(f) Furnishing an estimate of the actual cash value of the taxable property of each county in the state.~~
- ~~(g) Establishment of a total state equalized valuation of all property subject to the property tax in each county each year.~~
- ~~(h) State equalization Act No. 44 of the Public Acts of 1911, as amended, being S209.1 et seq. of the Michigan Compiled Laws.~~
- ~~(i) Utility property assessments. Act No. 282 of the Public Acts of 1905, as amended, being S207.1 et seq. of the Michigan Compiled Laws.~~
- ~~(j) Administration of all other statutes for which the commission has been given responsibility by the legislature.~~
- ~~(k) Local tax exemption certificates for pollution control facilities pursuant to the following statutes:~~
 - ~~(i) Water pollution, Act No. 222 of the Public Acts of 1966, being S323.351 et seq. of the Michigan Compiled Laws.~~
 - ~~(j) Air pollution, Act No. 250 of the Public Acts of 1965, as amended, being S336.1 et seq. of the Michigan Compiled Laws.~~

R 209.5 Procedure in general. Rescinded.

~~Rule 5. The statutory references in R 209.3 prescribe commission procedure in the several matters in varying degrees of detail and to which reference shall be made. Additional procedures are prescribed in these rules, matters applicable to all commission procedure, with exceptions as noted, being covered in the remainder of this part.~~

R 209.7 Business hours; commission meetings.

Rule 7. (1) The office of the commission is **at in** Lansing, Michigan and is open from 8 a.m. to 12 noon and from 1 p.m. to 5 p.m. daily, except Saturdays, Sundays, and legal holidays.

(2) The commission shall meet in regular session in each of 6 months each year and at special meetings at the call of the chairman.

R 209.8 Filing of papers.

Rule 8. Papers required by statute or rule to be filed with the commission shall be filed with the **executive** secretary of the commission.

R 209.11 ~~Notice of hearings.~~ **Rescinded.**

~~Rule 11. When a matter is placed on the calendar for hearing, the commission's secretary shall notify the parties of the time and place of hearing not less than the required statutory notice period before the day of the hearing, which shall not be less than 14 days before the day of the hearing.~~

R 209.12 ~~Hearings.~~ **Rescinded.**

~~Rule 12.~~

~~(i) A hearing before the commission shall be conducted in accordance with Act No. 267 of the Public Acts of 1976, as amended, being S15.261 et seq. of the Michigan Compiled Laws.~~

~~(ii) The hearing shall be conducted informally and a record of proceedings shall not be made unless a record is requested to be made by a party, in writing, not less than 5 working days before the hearing.~~

R 209.13 ~~Transcripts of proceedings~~ **meetings.**

Rule 13. (1) The **state tax commission shall** records of the ~~proceedings~~ **meetings.** ~~These recordings shall not be transcribed. unless requested in writing and paid for by a party to the hearing.~~

(2) A party who **desires to transcribe a meeting or portion of a meeting, shall provide written notice to the commission at least 3 business days prior to the meeting and** ~~secures a transcript shall~~ furnish a copy of the transcript to the commission without cost.

(3) **Copies of tapes of the meetings will be provided upon written request and payment of a fee to be determined by the commission.**

R 209.14 ~~Failure to appear.~~ **Rescinded.**

~~Rule 14. A continuance shall not be granted due to the unexcused absence of a party, a party's representative, or a party's attorney at the time and place set for the hearing before the commission. The hearing shall proceed and the case shall be regarded as submitted on the part of the absent party.~~

R 209.15 ~~Evidence.~~ **Rescinded.**

~~Rule 15. (1) The rules of evidence applicable to proceedings in circuit court shall apply, as far as practicable, to a hearing before the commission, but the commission may admit and give probative effect to evidence which possesses probative value commonly accepted by reasonably prudent men and women in the conduct of their affairs. The commission may exclude evidence, which is incompetent, immaterial, or unduly repetitious.~~

~~(2) The commission shall take official notice, without further identification, of the contents of original records and documents in possession of the commission when duly certified copies thereof are offered in evidence and made a part of the record. The commission may receive other documentary evidence in the form of copies or excerpts or that, which is incorporated by reference.~~

~~(3) The following do not constitute evidence:~~

~~(a) Statements of counsel.~~

~~(b) Unidentified and unauthenticated documents and letters.~~

~~(c) Affidavits, which have not been submitted before the hearing to the opposite party and the commission.~~

~~(d) Briefs and arguments.~~

R 209.16 **Exhibits presented at meetings.**

Rule 16. ~~(4)~~ Documents and papers offered in evidence by the parties at a **hearing meeting** before the commission shall be marked as exhibits. Exhibits offered by a taxpayer shall be marked “Taxpayer’s Exhibit No. ____” and shall be consecutively numbered. Exhibits offered by any other party shall be marked “(type of party) Exhibit No. ____” and shall be consecutively numbered. Exhibits offered by the commission or its representative shall be marked “Commission Exhibit No. ____” and shall be consecutively numbered.

~~(2) Qualified exhibits which are submitted at a hearing shall remain with the commission until 60 days after an official order is rendered, after which they shall be returned to the party that offered them in evidence, if the party so request.~~

R 209.17 Amendments to pleadings. **Rescinded.**

~~Rule 17. An amendment to pleadings may be made at any time before a hearing. Thereafter, an amendment shall only be made with consent of the commission.~~

R 209.18 Stipulations of fact. **Rescinded.**

~~Rule 18. The parties may agree as to any fact before final submission of a matter by written stipulation filed with the commission.~~

R 209.19 Briefs.

~~Rule 19. A brief, answering brief, and a reply brief may be filed by the parties before the hearing, but a brief, an answering brief, or a reply brief to be filed after a hearing shall be filed with approval of the commission and within the time designated by the commission.~~ **At the request of the commission, parties may file briefs and reply briefs before a meeting within a time frame designated by the commission.**

PART 2. LOCAL PROPERTY TAXES

R 209.21 “Special tools” defined. **Rescinded.**

~~Rule 21. “Special tools,” as used in section 9b of the act, means those finished or unfinished devices, such as dies, jigs, fixtures, molds, patterns, and special gauges, used or being prepared for use in the manufacturing function for which they are designed or are acquired or made for the production of products or models and are of such specialized nature that their utility and amortization cease with the discontinuance of such products or models.~~

R 209.23 Exemption certificates for pollution control facilities. **Rescinded.**

~~Rule 23. An application for property tax exemption for a water or air pollution control facility shall be filed on forms in accordance with instructions furnished by the commission.~~

R 209.24 Personal property examiner; certification.

Rule 24. (1) An application for certification as a personal property examiner shall provide a complete background of education and experience in property tax administration and shall be filed with the commission.

(2) The commission shall certify as qualified any applicant for a personal property examiner certificate who ~~in the opinion of the commission, has sufficient education and experience or who~~ has successfully passed an examination conducted by the commission.

(3) A certificate shall be surrendered to the commission by any holder who is not employed by **or is under contract with** an assessor’s office, county equalization department, or the commission.

(4) If a person whose certificate was surrendered reenters employment of, **or contracts with**, an assessor's office, county equalization department, or the commission during the term of the certificate, his or her certificate shall be restored.

R 209.25 Appraisal manuals.

Rule 25. (1) Two copies of an appraisal manual, other than the current assessors' manual, which is to be used by an independent appraisal firm in Michigan, shall be submitted to the commission for approval. **Any appraisal manual previously approved by the commission shall be resubmitted to the commission every 5 years for reapproval.**

(2) The commission shall maintain a list of approved appraisal manuals.

R 209.26 Assessors; preparation of assessment roll.

Rule 26. (1) An assessing officer ~~shall have the responsibility to~~ prepare an assessment roll for the unit of government for which he or she is the duly elected or appointed assessing officer. **All assessment records, market analysis studies, assessment and tax rolls, and computer databases used by the assessing officer are the property of the assessing unit and are to be available to the state tax commission and the county equalization department for the purpose of county and state equalization.**

(2) The assessment roll shall be prepared in accordance with the general property tax law at the legislatively prescribed level of valuation as set forth in section 27 of the act and **Const 1963, art IX, §3. Mich. Const., Art. 9, S3.**

(3) The assessor shall prepare the roll using the assessors' manual or a manual approved by the commission.

~~(4) The assessment roll shall be complete and prepared for presentation to the board of review not later than the first Monday in March in townships and as provided by charter in cities.~~

~~(5) Each assessor shall require the owner of the personal property to submit a sworn statement of all personal property owned by him or her in the assessing district, on the form prescribed by the commission, as provided by section 19 of the act.~~

~~(6)~~ (4) All entries in the annual assessment roll prepared by the assessor shall be machine-printed or handwritten in permanent ink.

~~(7) A notice of assessment shall be given to the property owner and shall contain such information as required by section 24e of the act. The notice shall be given by first class mail before the meeting of the board of review within the statutory time period. The assessor shall maintain a record that the notice was given. Failure to receive a notice, which was given, shall not affect the assessment made.~~

~~(8) Each assessor shall attach the certificate required by section 10d of the act after the complete assessment roll has been prepared and before its delivery to the board of review.~~

~~(9)~~ (5) When a nonresident taxpayer requests, in writing, information regarding the amount of the assessment against his or her property, the assessor shall reply within a reasonable time.

~~(10)~~ (6) An assessor shall file both of the following reports:

(a) A report on form L4021 for real property shall be filed with the county equalization department immediately following adjournment of the board of review.

(b) A report detailing all of the information required on form L4022 shall be filed with the equalization department and the commission immediately following adjournment of the board of review.

~~(11)~~ (7) In presenting a plan for a real estate index number system, provided for by section 25a of the act, to the commission for approval, the assessing officer shall conform to the provisions set forth in chapter 2 of the **assessors'** manual.

R 209.28 Board of review; procedure.

Rule 28. (1) The secretary of the board of review shall make a record of the proceedings of the board of review. The proceedings shall consist of the minutes of the proceedings of the board of review, which, together with the petitions for review, shall constitute the record of the board of review.

(2) The commission shall prescribe the minimum requirements for the record **through its bulletins**.

(a) A sample form for taxpayer petition to the board of review shall be furnished by the commission.

(3) The record, as prescribed by the commission, may be expanded, but shall not be less than prescribed.

(4) Each action of the board of review to change the valuation, either upon its own motion or upon petition filed by a property owner, shall be by roll call vote and shall be entered in the minutes of the board and entered by the board in permanent ink in a separate column of the assessment roll being reviewed.

~~(5) The meeting of the board of review provided for by section 53b of the act shall not be held without there having been a verification of clerical error or mutual mistake of fact submitted to the board of review by the assessing officer.~~

~~(6) No action shall be taken under section 53b of the act applicable to a tax day preceding a change of ownership of the property.~~

~~(7) Notice of a meeting of the board of review held under section 53b of the act shall be given to the property owners whose property is the subject of the verification of clerical error or mutual mistake of fact submitted by the assessing officer.~~

~~(8) Notice of any action taken by the board at the December meeting shall be given within 30 days to the proper officials who are involved with the assessment figure, rate of taxation, or mathematical computations. A copy of the affidavit shall be filed with the commission.~~

~~(9) A dispute between a property owner and the assessing officer regarding the valuation of property is not subject to review by the board of review in December.~~

PART 3. ~~SERVICE OF DOCUMENTS~~ ASSESSMENT OF OMITTED OR INCORRECTLY REPORTED PROPERTY

R 209.31 General policy statement.

Rule 31. (1) The commission does not have jurisdiction to hear a taxpayer request to remove personal property from the roll when the taxpayer fails to file or fails to timely file a personal property statement.

(2) In addition to the authority to add real property to the roll, the commission has jurisdiction to remove real property from the roll. Examples include, but are not limited to the following:

(a) Incorrect measurement

(b) Errors of inclusion, for example, pole barn not built or placed on an incorrect parcel.

(3) The commission does not have jurisdiction to add or remove property for a period before the last change of ownership of the property.

(4) All required information shall be provided to the commission at the time a petition is filed. This includes fully filling out the form with all required information and providing a record card or applicable personal property statement or statements and any other information requested by staff. A violation of this subrule shall result in dismissal of the petition.

(5) An assessor shall file a petition under MCL 211.154 with the commission to remove real or personal property upon discovery that a correction needs to be made and when the commission has jurisdiction. For example, if a taxpayer timely filed personal property statements and an

audit results in 2 years of underpayment by the taxpayer and 1 year of overpayment, then the assessor shall file for all 3 years.

(6) In subrule (5) of this rule, the assessor shall not “net out” the overpayment and underpayment, all three years shall be filed.

R 209.32 Notification of omitted or erroneously reported property.

Rule 32. (1) Any person may notify the commission, as provided in section 154 of the act, that property liable to taxation has been omitted from the assessment roll or that property has been incorrectly reported for the current year or 1 or both of the 2 immediately preceding years.

(2) If the notice is from a property owner that an erroneous property statement was timely filed with the assessing officer for the tax year, then the property owner shall file the notification on form L-4155 prescribed by the commission.

(3) If the notice is from an assessor or county equalization director that property liable to taxation has been incorrectly reported or omitted from an assessment roll, then he or she shall file the notification on form L-4154 as prescribed by the commission.

(4) If the notification is from a person other than a person listed in subrules (2) and (3) of this rule, the commission shall investigate the allegation.

(5) The commission shall prescribe the forms to be filed.

R 209.33 Notification of omitted or erroneously reported property from assessor or county equalization director.

Rule 33. (1) A notification of omitted or erroneously reported property from an assessor or county equalization director shall contain the requested correct assessed valuation.

(2) An assessor or county equalization director shall seek concurrence of the property owner in the requested correct assessed valuation on form L4154. Form L4154 may be sent to the commission at the same time as it is sent to the property owner in order to preserve jurisdiction over an assessment year. The commission shall order an assessment, which in its judgment is proper, to be placed on the current assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.

(3) If the property owner disagrees with the requested assessment, the commission shall inform the property owner and assessor, in writing, of the time and place of the meeting at which the commission shall determine an assessment.

(4) The commission shall order an assessment, which in its judgment is proper, to be placed on the appropriate assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.

R 209.34 Notification of omitted or incorrectly reported property from owner.

Rule 34. (1) A notification from a property owner of omitted or incorrectly reported property shall be initiated by submission of an L4155 form.

(2) The completed form, which shall include the requested assessment, shall be submitted to the commission, together with all of the following, if applicable:

- (a) A copy of the property statement, which was filed timely for the year in question.
- (b) A revised property statement.
- (c) Supporting data.

(3) The property owner shall seek concurrence of the assessor in the requested assessment on form L4155. Form L4155 may be sent to the commission at the same time as it is sent to the assessor to preserve jurisdiction over an assessment year.

(4) If both the property owner and assessor concur, the commission may order an assessment which in its judgment is proper, to be placed on the current assessments roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.

(5) If the assessor disagrees with the proposed revised assessed valuation, the commission shall inform the property owner and assessor, in writing, of the recommendation and of the time and place of the meeting at which the commission shall determine an assessment.

(6) If both the property owner and assessor concur, the commission shall order an assessment, which in its judgment is proper, to be placed on the appropriate assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.

R 209.35 Service of forms. Rescinded.

~~Rule 35. An appellant shall file proof of service with the commission within 5 days after the service. Proof of service shall be in the following form, dated and signed; "A true copy of this _____ has been this day forwarded by U.S. mail to (opposite party)."~~

R 209.36 Answers. Rescinded.

~~Rule 36. (1) After service of a copy of the prescribed forms, documents, exhibits, maps and photographs, the opposite party shall file a full and complete answer within 30 days after receipt of all papers and documents.~~

~~(2) A paragraph in the answer shall be numbered to correspond with the paragraph of the form.~~

~~(3) An original and 1 copy of the answer shall be filed with the commission and 1 copy filed with the appellant or his agent.~~

~~(4) Proof of service shall be filed.~~

~~(5) Failure to file an answer with the commission and to serve a copy upon the appellant and to file a proof of service thereof with the commission shall result in the allegations of the appellant's complaint standing as admitted, subject only to such other and different proofs as the commission's staff may properly introduce.~~

R 209.37 Notification of omitted or incorrectly reported property from other than owner, assessor, or county equalization director.

Rule 37. (1) If a notification is received from a person other than a property owner, an assessor, or a county equalization director that property liable to taxation has been incorrectly reported or omitted from an assessment roll for the current year or either of the 2 immediately preceding years, the commission shall investigate the allegation.

(2) Upon completion of the investigation, the commission shall transmit to the property owner and assessor the recommended assessed valuation and seek concurrence on form L-4156. The commission shall notify the property owner and assessor of the time and place of the meeting at which the commission shall determine an assessment.

(3) The commission shall order an assessment, which in its judgment is proper, to be placed on the appropriate assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.

R 209.38 Case record; availability to tax tribunal.

Rule 38. The record in each case shall be available to the Michigan tax tribunal for subsequent proceedings as provided in section 154(4) of the act.

PART 4. EQUALIZATION AND UTILITY ASSESSMENTS

R 209.41 Department of equalization; establishment; duties of director.

Rule 41. (1) The county board of commissioners of each county shall establish a department of equalization and shall appoint a director of the department as provided in section 34 of the act.

~~(2) The equalization director may designate 1 person from the department to be deputy equalization director.~~

~~(3) The equalization director shall be certified as provided in R211.441(3) and section 10d of the act.~~

(4) (2) The equalization director ~~is responsible for~~ **shall** making an equalization study of the assessed valuations and true cash value of each class of real estate and of personal property in each assessment district in the county each year for the purpose of determining the total value of the county and the valuation of each assessing district, township, and city, for county and state equalization purposes.

~~(5) (3)~~ In conducting an equalization study, the equalization director shall use only the methods and procedures prescribed by the commission in chapter 16 of the manual, as amended. Reports filed shall be on forms prescribed by, and in accordance with instructions furnished by, the commission.

~~(6) (4)~~ The equalization director shall file an interim status report with the commission not later than June 30 of each year. The report shall be on a form prescribed by the commission.

~~(7) (5)~~ The equalization director shall prepare, in duplicate, the report of the equalization study and shall submit 1 copy to the county board of commissioners and 1 copy to the commission, ~~the submission to the commission shall not be later than December 31.~~

~~(8) (6)~~ The equalization director of each county shall prepare a report **each year** which shall recommend the equalized value of each class of real property and of personal property for each township and city in the county and shall present it to the county board of commissioners not later than the second Monday in April **of each year**. The equalization director shall file form L4023 for each unit in the county with the commission not later than the third Monday in April **of each year**.

~~(9) (7)~~ The report required in subrule (8) of this rule shall be based on the equalization study presented to the commission on the immediately preceding December 31, updated to include any further equalization study information, and the audited reports submitted by each assessing officer on forms L4021, L4022, and L4023.

~~(10) The county board of commissioners shall determine county equalized value, which equalization shall be completed before the first Monday in May in accordance with the act.~~

~~(11) (8)~~ The ~~clerk~~ **equalization director** of each county shall file **with the commission** the tabular statement of county equalization adopted by the county board of commissioners on form L4024 prescribed and furnished by the commission.

~~(12) The clerk shall forward a certified tabular statement of the equalized valuation of the county to the commission on or before the first Monday in May. The statement shall be signed by the chairperson and clerk of the county board of commissioners, as required by section 5 of Act No. 44 of the Public Acts of 1911, as amended, being S209.5 of the Michigan Compiled Laws.~~

R 209.42 **Equalization**; commission responsibilities ~~in matters of equalization~~.

Rule 42. (1) In assisting the equalization departments in the conduct of the county equalization study, the commission staff shall **do all of the following**:

(a) ~~The staff~~ **Reviews** sales information.

(b) ~~The staff~~ **Reviews** appraisal methods.

(c) ~~The staff~~ **Observes** and reports the compliance or noncompliance with the manual to the commission.

(d) ~~The staff reports to the commission on~~ **Review** tentative forms L4030, L4031, and L4032 **and provide a report to the commission** by November 1.

(e) ~~The staff reports to the commission on~~ **Review** preliminary forms L4030, L4031, and L4032 **and provide a report to the commission** by February 1.

(f) ~~The staff~~ **Makes** a final report on forms L4030, L4031, and L4032 **to the commission** after the adoption of the equalization report by the county board of commissioners.

(2) Upon receipt **by the commission** of a staff report ~~to the commission that~~ **setting forth** the methods being employed by a county equalization department will not produce an accurate determination of true cash value for a county, the commission shall promptly advise the chairperson of the county board of commissioners and the equalization director by certified mail.

(3) The reports ~~of the staff~~ to the commission on forms L4030, L4031, and L4032, after having been reviewed by the commission, shall be available to equalization directors for examination and copying upon request.

R 209.43 State equalization procedure.

Rule 43. (1) The commission shall convene on the second Monday in May for the purpose of receiving ~~its staff~~-recommended state equalized valuation for each county.

(2) The commission shall give notice of the time and place of the meeting to each county. The notice shall be by first-class mail.

(3) The commission shall cause a copy of preliminary recommended valuations to be distributed to the representatives of each county in attendance.

(4) The commission shall hear the equalization director of each county **or its duly authorized representative** who desires to address the commission.

(5) The commission shall inform the county boards of commissioners of its availability for discussion with representatives of the county during the period between the second and fourth Mondays in May.

(6) The commission shall cause to be prepared and printed a tabular statement showing, by county in an aggregate amount and by county for personal property and each classification of real property, all of the following:

(a) The total assessed valuation.

(b) The valuation as equalized by the county board of commissioners for the current year.

(c) The valuation as equalized by the commission for the preceding year.

(d) The **equalized** valuation recommended by the state tax commission.

(e) The **executive** secretary shall forward a copy of such statement to the clerk of each county in the state.

(7) The commission shall hold a formal hearing on the fourth Monday in May, unless the day is a holiday, in which case the hearing shall be on the Tuesday after the fourth Monday.

(8) Upon conclusion of the hearing, the commission shall adopt, by roll call vote, the final state equalized valuation report.

(9) The **executive** secretary of the commission, after the determination of the commission has been filed in his or her office, shall send a certified transcript of the determination to the treasurer of each county.

R 209.44 Assessment of utilities.

Rule 44. (1) The annual reports of a state assessed utility shall be filed in a manner and on forms prescribed by the ~~state board of assessors~~ **commission**.

(2) Reports required to be filed by local governing officials listing valuation and taxes levied shall be on forms and in the manner as prescribed by the ~~board~~ **commission**.

(3) ~~Hearings at~~ The annual meeting of the state board of assessors **of the commission for the annual assessment of state assessed utilities** shall be conducted pursuant to ~~section 11 of Act No. 282 of the Public Acts of 1905, as amended, being~~ MCL 207.11.

PART 5. INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

R 209.51 Certificate application.

Rule 51. An application for an industrial facilities exemption certificate for a facility to be situated in a previously established rehabilitation district or industrial development district shall be made on ~~form L4380~~ **a form** prescribed by and furnished by the commission. ~~The form shall be completely filled out.~~ **A completed application and required documents shall be filed with the commission.** A local legislative body shall not **approve an application or portion of an application unless it meets the requirements of 1974 PA 198, MCL 207.551.** ~~Act on an application for an industrial facilities exemption certificate, which is not complete in every detail.~~

R 209.52 Notice of project abandonment or construction delay.

Rule 52. The holder of an industrial facilities exemption certificate shall notify the local unit **and the commission, within 30 days**, when a project for which the certificate was issued is abandoned **and request revocation.** ~~When a project is not abandoned but there is no construction progress for 180 days, the certificate holder shall notify the local unit of government within 210 days from the cessation of construction activity. The local unit of government shall inform the commission, in writing, within 10 days, of receipt of notice of abandonment or delay.~~

R 209.53 Extension of time to complete project; request.

Rule 53. (1) A request for an extension of time for completion of a project, **not to exceed 1 year**, including the installation of all tangible personal property, provided for in section 15(2) 1974 PA 198, MCL 207.565(2), shall be filed with the local unit of government **within the final year of the 2-year construction period.**

(2) Upon receipt of a request for extension, the local unit may do any of the following:

(a) Deny the request.

(b) Approve the request with no change in the ending date of the certificate was issued.

(c) Approve the extension of time for the completion of the project and a revised ending date on the certificate, **not to exceed 1 year.**

(3) A request for an extension of time for the completion of a project shall be filed with the commission by the certificate holder and shall be accompanied by a resolution of approval adopted by the local governmental unit.

R 209.54 Revision of final project cost; approval; request for revised certificate.

Rule 54. (1) If the final cost of a project, either the real or tangible personal property components, will be greater by more than 10% of the estimated amount **indicated on the original application form**, ~~in item 6 of application form L4380~~, a certificate holder shall request **in writing** that the local governmental unit approve the revised **additional** cost. **Upon receipt of a request, the clerk of the local governmental unit shall notify in writing the assessor, and the legislative body of each taxing unit and shall afford the applicant, the assessor, and a representative of the affected taxing units an opportunity for a hearing.**

(2) **If the scope of the project increases by either additional real and/or tangible personal property components, the certificate holder shall file an amended application and revised list of**

improvements with the clerk of the local unit. Upon receipt of an amended application, the clerk of the local governmental unit shall notify in writing the assessor and the legislative body of each taxing unit and shall afford the applicant, the assessor, and a representative of the affected taxing units an opportunity for a hearing.

(3) If a local unit of government approves a revised cost **or revised scope** in accordance with subrule (1) or (2) of this rule, **the clerk of the local unit shall forward a copy of the amended application, revised list of improvements, and resolution of approval to the commission.** ~~the holder of the certificate shall request that the commission issue a revised certificate. The request shall be accompanied by a copy of a resolution of approval adopted by the local governmental unit.~~

R 209.55 Notification certification of date of project completion; filing of final cost.

Rule 55. (1) ~~The applicant for~~ **holder of** an industrial facilities exemption certificate ~~or a holder of a certificate~~ shall notify the assessing officer **of the local unit** and the commission of the date of completion **and final investment cost of a project.** ~~as explained in section 16 of Act NO. 198 of the Public Acts of 1974, as amended, being S207.566 of the Michigan Compiled Laws.~~

(2) The notification of completion **shall be in writing and shall be of the project** ~~shall be filed~~ within 30 days of completion.

(3) The final cost of a facility **the project shall be in writing and** shall be filed with the assessing officer and the commission within 90 days after completion.

R 209.56 Certificate duration; extension of expiration date.

Rule 56. **Real property covered under an industrial facilities tax exemption certificate that is leased shall not be granted unless the lessee is responsible for the property tax liability of the property for the length of the certificate.**

(i) ~~A certificate for an industrial facilities exemption shall not issue for a term longer than an existing lease on real estate.~~

(ii) ~~The commission shall extend the expiration date of a certificate upon receipt of a request from the holder and a copy of a renewal of the lease up to the maximum number of years approved by the local governmental unit.~~

PART 6. COMMERCIAL HOUSING FACILITIES EXEMPTION CERTIFICATE

R 209.61 ~~Certificate application.~~ **Rescinded.**

Rule 61. (1) ~~A complete application for a commercial housing facilities certificate provided for in Act No. 438 of the Public Acts of 1976, as amended, being S207.601 et seq. of the Michigan Compiled Laws, shall be filed on form L4211 prescribed and furnished by the commission.~~

(2) ~~When filed with the clerk of the local unit of government, the application shall be complete in every detail.~~

R 209.62 ~~Waiver of commercial housing facilities tax; transmittal of application, resolution of approval, and financial impact information to commission required.~~ **Rescinded.**

Rule 62. ~~If a legislative body of the local unit of government waives the payment of the commercial housing tax on a facility as permitted in section 6 of Act No. 42 of the Public Acts of 1980, being S207.606 of the Michigan Compiled Laws, the legislative body shall transmit to the commission, together with the application, a resolution of approval and financial impact information for each taxing district, in which the facility is to be situated, utilized by the governmental unit.~~

PART 6. HEARINGS

R 209.63 Representation.

Rule 63. In a formal hearing before the commission, an individual may represent himself or herself, and a partnership or corporation may be represented by a partner or officer. In any case, the individual, partnership, or corporation may be represented by an attorney or other authorized representative.

R 209.64 Notice of hearings.

Rule 64. When a matter is placed on the calendar for hearing, the commission's executive secretary shall notify the parties of the time and place of hearing not less than the required statutory notice period before the day of the hearing, which shall be not less than 14 days before the day of the hearing.

R 209.65 Hearings.

Rule 65. (1) A hearing before the commission shall be conducted in accordance with 1976 PA 267, MCL 15.261.

(2) Hearings shall be conducted informally but shall be taped. Copies of tapes of the hearing will be provided upon written request at a fee to be determined by the commission.

R 209.66 Failure to appear.

Rule 66. A continuance shall not be granted due to the unexcused absence of a party, a party's representative, or a party's attorney at the time and place set for the hearing before the commission. The hearing shall proceed and the case shall be regarded as submitted on the part of the absent party.

R 209.67 Evidence.

Rule 67. (1) The commission shall take official notice, without further identification, of the contents of original records and documents in possession of the commission when duly certified copies are offered in evidence and made a part of the record. The commission may receive other documentary evidence in the form of copies or excerpts or that which is incorporated by reference.

(2) None of the following constitute evidence:

(a) Statements of counsel.

(b) Unidentified and unauthenticated documents and letters.

(c) Affidavits which have not been submitted before the hearing to the opposite party and the commission.

(d) Briefs and arguments.

R 209.68 Exhibits.

Rule 68. (1) Documents and papers offered in evidence by the parties at a hearing before the commission shall be marked as exhibits. Exhibits offered by a taxpayer shall be marked "Taxpayer's Exhibit No. ____" and shall be consecutively numbered. Exhibits offered by any other party shall be marked "(type of party) Exhibit No. ____" and shall be consecutively numbered. Exhibits offered by the commission or its representative shall be marked "Commission Exhibit No. ____" and shall be consecutively numbered.

(2) Qualified exhibits which are submitted at a hearing shall remain with the commission until 60 days after an official order is rendered, after which they shall be returned to the party that offered them in evidence, if the party so requests.

R 209.71 Notification of omitted or erroneously reported property generally. Rescinded.

~~Rule 71. (1) Any person may notify the commission, as provided in section 154 of the act that property liable to taxation has been omitted from the assessment roll or that property has been erroneously reported for the current year or for 1 or both of the 2 immediately preceding years.~~

~~(2) If the notice is from a property owner that an erroneous property statement was filed timely with the assessing officer for the tax year, then property owner shall file the notification on form L-4155 prescribed by the commission.~~

~~(3) If the notice is from an assessor or county equalization director that property liable to taxation has been incorrectly reported or omitted from an assessment roll, he or she shall file the notification on form L-4154 as prescribed by the commission.~~

~~(4) If the notification is from a person other than a person listed in subrules (2) and (3) of this rule, the commission shall investigate the allegation.~~

~~(5) The commission shall prescribe the forms which are to be filed.~~

R 209.72 Notification of omitted or erroneously reported property from assessor or county equalization director. Rescinded.

~~Rule 72. (1) A notification of omitted or erroneously reported property from an assessor or county equalization director shall contain the requested correct assessed valuation.~~

~~(2) An assessor or county equalization director shall first seek concurrence of the property owner in the requested correct assessed valuation on form L-4154. If the written concurrence is received and transmitted to the commission, the commission shall issue an order directing the assessment to be placed on the current assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.~~

~~(3) If the property owner disagrees with the requested assessment, the staff of the property tax division of the department of treasury shall examine the notification, conduct such investigation as is necessary, and submit a report and recommendation to the commission. The commission shall inform the property owner and assessor, in writing, of the staff findings and recommendation and of the time and place of the meeting at which the commission shall determine an assessment.~~

~~(4) The commission shall order an assessment, which in its judgment is proper, to be placed on the appropriate assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.~~

R 209.73 Notification of incorrect property statement from owner. Rescinded.

~~Rule 73. (1) A notification from a property owner of an incorrect property statement shall be initiated by a request, in writing, mailed to the commission.~~

~~(2) Upon receipt of the notification, the commission shall transmit form L-4155 for completion. The completed form, which shall include the requested assessment, shall be submitted to the commission, together with all of the following:~~

~~(a) A copy of the property statement which was filed timely for the year in question.~~

~~(b) A revised property statement.~~

~~(c) Supporting data.~~

~~(3) The property owner shall seek concurrence of the assessor in the requested assessment on form L-4155.~~

- ~~–(4) If both the property owner and assessor concur, the commission shall issue an order directing the correct assessment to be placed on the current assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.~~
- ~~–(5) If the assessor disagrees with the proposed revised assessed valuation, the property division staff shall examine the notification, the submitted property statements, and all data submitted and shall conduct such investigation as is necessary and file a report with a recommendation to the commission.~~
- ~~–(6) The commission shall inform the property owner and assessor, in writing, of the staff findings and recommendation and of the time and place of the meeting at which the commission shall determine an assessment.~~
- ~~–(7) The commission shall order an assessment, which in its judgment is proper, to be placed on the appropriate assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.~~

R 209.74 Notification of omitted or incorrectly reported property from other than owner, assessor, or county equalization director. **Rescinded.**

- ~~–Rule 74. (1) If a notification is received from a person other than a property owner, an assessor, or a county equalization director that property liable to taxation has been incorrectly reported or omitted from an assessment roll for the current year or either of the 2 immediately preceding years, the commission shall investigate the allegation.~~
- ~~–(2) Upon completion of the investigation by the property tax division staff, the commission shall transmit to the property owner and assessor the staff findings and recommended assessed valuation and seek concurrence on form L 4156. The commission shall notify the property owner and assessor of the time and place of the meeting at which the commission shall determine an assessment.~~
- ~~–(3) The commission shall order an assessment, which in its judgment is proper, to be placed on the appropriate assessment roll. The commission shall certify to the treasurer the amount of the taxes due for each year except the current year.~~

R 209.75 Case record; availability to tax tribunal. **Rescinded.**

Rule 75. The record in each case shall be available to the Michigan tax tribunal for subsequent proceedings as provided in section 154(4) of the act.

PART 7. WATER POLLUTION CONTROL EXEMPTION CERTIFICATE

R 209.76 Water pollution control exemption certificate.

Rule 76. (1) An application for water pollution control exemption certificate shall be made on a form prescribed by and furnished by the commission. Complete applications shall be filed with the commission by the applicant. A preliminary review will be performed by staff. Complete pollution applications shall be forwarded to the department of environmental quality for recommendation of approval, partial approval, or denial, and to the local governmental unit for review. An application, or portion of an application, shall not be approved unless it meets the requirements of 1994 PA 451, MCL 324.3701.

(2) Complete pollution control applications requesting exemption for new improvements, amendments, or transfers received through June 15 shall receive consideration and action by the commission before December 31. An application received on or after June 16 shall be considered by the commission contingent upon staff availability.

(3) An owner of facilities replacing equipment previously exempted under a pollution control certificate may request the adjustment of costs by written letter to the commission on or before

October 31. Requests received on or after November 1 shall receive consideration and action by the commission contingent upon staff availability.

(4) All objections to the department of environmental quality application review must be received in writing by the commission within 21 days of the date of the letter informing the applicant and local unit of the recommendation of the department of environmental quality. Written objections received after the 21-day period will be considered untimely filed.

PART 8. AIR POLLUTION CONTROL EXEMPTION CERTIFICATE

R 209.81 Air pollution control exemption certificate.

Rule 81. (1) An application for air pollution control exemption certificate shall be made on a form prescribed by and furnished by the commission. A completed form and required documents shall be filed by the applicant with the commission. A preliminary review will be performed by staff. All air pollution applications shall be forwarded to and reviewed by the department of environmental quality for recommendation of approval, partial approval or denial. An application, or portion of an application, shall not be approved unless it meets the requirements of 1994 PA 451, MCL 324.5901.

(2) All complete applications for air pollution control exemption certificates received through June 15 shall receive consideration and action by the commission before December 31. An application received on or after June 16 shall be considered by the commission contingent upon staff availability.

PART 9. OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE

R 209.91 Obsolete property rehabilitation exemption certificate.

Rule 91. (1) An application for obsolete property rehabilitation exemption certificate shall be made on a form prescribed by and furnished by the commission. A complete application shall be filed with the commission. A local legislative body shall not approve an application unless it meets the requirements of 2000 PA 146, MCL 125.2781.

(2) All complete applications for obsolete property rehabilitation exemption received through October 31 shall receive consideration and action by the commission before December 31. An application received on or after November 1 shall be considered by the commission contingent upon staff availability.

(3) All obsolete property rehabilitation applications submitted to the commission must include a statement from the assessor of the local unit indicating the type and amount of obsolescence for the facility requesting consideration of exemption.

PART 10. NEW PERSONAL PROPERTY EXEMPTION

R 209.101 New personal property exemption.

Rule 101. (1) An application for new personal property tax exemption shall be made on a form prescribed by and furnished by the commission. A fully completed application and required documents as determined by the commission shall be filed with the commission. A local legislative body shall not approve an application unless it meets the requirements of 1998 PA 328, MCL 211.9f.

(2) An exemption for new personal property issued by the commission shall relate to all new personal property placed within the eligible district after the date of the resolution approved by the local jurisdiction.

PART 11. COMMERCIAL REHABILITATION EXEMPTION CERTIFICATE

R 209.111 Commercial rehabilitation exemption certificate.

Rule 111. (1) An application for commercial rehabilitation tax exemption certificates shall be made on a form prescribed by and furnished by the commission. A fully completed form and required documents as determined by the commission shall be filed with the commission. A local legislative body shall not approve an application unless it meets the requirements of 2005 PA 210, MCL 207.841.

(2) All complete applications for obsolete property rehabilitation exemption certificates received through October 31 shall receive consideration and action by the commission before December 31. An application received on or after November 1 shall be considered by the commission contingent upon staff availability.

NOTICE OF PUBLIC HEARING

DEPARTMENT OF TREASURY
STATE TAX COMMISSION

NOTICE OF PUBLIC HEARING

ADMINISTRATIVE RULES 2007-018 TY

The State Tax Commission will hold a public hearing at the following time and place to receive comments by interested persons on proposed rules for the State Tax Commission:

Date: Tuesday, September 23, 2008

Time: 1:00 p.m. to 3:00 p.m.

Location: Richard H. Austin Building
430 West Allegan Street
Lansing, Michigan 48922
State Treasurers Board Room, First Floor

The proposed changes will update the rules for current policy of and practice before the State Tax Commission, and will place rules on the same subject in the same section.

These rules are promulgated by authority conferred on the State Tax Commission by section 9 of 1965 PA 380, and section 33 of 1969 PA 306, MCL 16.109 and 24.233. These rules will become effective immediately upon filing with the Secretary of State.

Interested parties may also submit written comments to the State Tax Commission, P.O. Box 30471, Lansing, Michigan 48909, no later than 5:00 p.m. September 23, 2008. Written comments may also be sent electronically to state-tax-commission@michigan.gov no later than 5:00 p.m. September 23, 2008.

The rules are published on the Michigan Government Web site at <http://www.michigan.gov/orr> and in the September 15, 2008 issue of the Michigan Register. Copies of the draft rules may also be obtained by mail or electronic request at the addresses above.

Persons with disabilities requiring additional accommodations for effective participation in the hearing should contact LaNiece Densteadt, State Tax Commission at (517) 335-3429 or at densteadtl@michigan.gov at least one week in advance of the hearing.

PROPOSED ADMINISTRATIVE RULES

2008-024 CH
MICHIGAN DEPARTMENT OF COMMUNITY HEALTH

BUREAU OF MENTAL HEALTH & SUBSTANCE ABUSE SERVICES

RIGHTS OF RECIPIENTS

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State

(By authority conferred on the director of the department of community health by sections 1 to 4 of 1905 PA 80, section 33 of 1969 PA 306, and sections 114, 136, 157, 206, 244, 498n, 842, and 1002a of 1974 PA 258, MCL 19.141 to MCL 19.144, MCL 24.233, MCL 330.1114, MCL 330.1136, MCL 330.1206, MCL 330.1244, MCL 330.1498n, MCL 330.1842, and MCL 330.2002a)

R 330.7001, R 330.7199 and 330.7243 are amended as follows:

PART 7. RIGHTS OF RECIPIENTS

SUBPART 1. GENERAL PROVISIONS

R 330.7001 Definitions.

Rule 7001. As used in this part:

(a) "Abuse class I" means a nonaccidental act or provocation of another to act by an employee, volunteer, or agent of a provider that caused or contributed to the death, or sexual abuse of, or serious physical harm to a recipient.

(b) "Abuse class II" means any of the following:

(i) A nonaccidental act or provocation of another to act by an employee, volunteer, or agent of a provider that caused or contributed to nonserious physical harm to a recipient.

(ii) The use of unreasonable force on a recipient by an employee, volunteer, or agent of a provider with or without apparent harm.

(iii) Any action or provocation of another to act by an employee, volunteer, or agent of a provider that causes or contributes to emotional harm to a recipient.

(iv) An action taken on behalf of a recipient by a provider who assumes the recipient is incompetent, despite the fact that a guardian has not been appointed, that results in substantial economic, material, or emotional harm to the recipient.

(v) Exploitation of a recipient by an employee, volunteer, or agent of a provider.

(c) "Abuse class III" means ~~verbal abuse as defined in paragraph (y) of this subdivision.~~ **the use of language or other means of communication by an employee, volunteer, or agent of a provider to degrade, threaten, or sexually harass a recipient.**

(d) "Act" means mental health code, 1974 PA 258, MCL 330.1001 et seq.

(e) "Anatomical support" means body positioning or a physical support ordered by a physical or occupational therapist for the purpose of maintaining or improving a recipient's physical functioning.

(f) "Bodily function" means the usual action of any region or organ of the body.

(g) "Emotional harm" means impaired psychological functioning, growth, or development of a significant nature as evidenced by observable physical symptomatology or as determined by a mental health professional.

(h) "Exploitation" means an action **by an employee, volunteer, or agent of a provider** that involves the misappropriation or misuse of a recipient's property or funds **for the benefit of an individual or individuals other than the recipient.**

~~(i) "Force" means non-accidental physical contact with or physical strength exerted against the body of a recipient by an employee, volunteer, or agent of a provider that is not an approved physical management technique or that is not used to prevent the recipient from harming himself, herself, or others or from causing substantial property damage.~~

(i) ~~(j)~~ "Neglect class I" means either of the following:

(i) Acts of commission or omission by an employee, volunteer, or agent of a provider that result from noncompliance with a standard of care or treatment required by law and/or rules, policies, guidelines, written directives, procedures, or individual plan of service and ~~that cause or contribute to serious physical harm to or sexual abuse of a recipient.~~ **causes or contributes to the death, or sexual abuse of, or serious physical harm to a recipient.**

(ii) The failure to report apparent or suspected abuse Class I or neglect Class I of a recipient.

(j) ~~(k)~~ "Neglect class II" means either of the following:

(i) Acts of commission or omission by an employee, volunteer, or agent of a provider that result from noncompliance with a standard of care or treatment required by law, rules, policies, guidelines, written directives, procedures, or individual plan of service and that cause or contribute to nonserious physical harm or emotional harm to a recipient.

(ii) The failure to report apparent or suspected abuse Class II or neglect Class II of a recipient.

(k) ~~(l)~~ "Neglect class III" means either of the following:

(i) Acts of commission or omission by an employee, volunteer, or agent of a provider that result from noncompliance with a standard of care or treatment required by law and/or rules, policies, guidelines, written directives, procedures, or individual plan of service that either placed or could have placed a recipient at risk of physical harm or sexual abuse.

(ii) The failure to report apparent or suspected abuse Class III or neglect Class III of a recipient.

(l) ~~(m)~~ "Nonserious physical harm" means physical damage or what could reasonably be construed as pain suffered by a recipient that a physician or registered nurse determines could not have caused, or contributed to, the death of a recipient, the permanent disfigurement of a recipient, or an impairment of his or her bodily functions.

(m) ~~(n)~~ "Physical management" means a technique used by staff to restrict the movement of a recipient by direct physical contact ~~in order to prevent the recipient from harming himself, herself, or others. or from causing substantial property damage.~~

(n) **"Protective device" means a device or physical barrier to prevent the recipient from causing serious self-injury associated with documented and frequent incidents of the behavior. A protective device as defined in this subdivision and incorporated in the written individual plan of service shall not be considered a restraint as defined in subdivision (q) of this subrule.**

(o) "Provider" means the department, each community mental health services program, each licensed hospital, each psychiatric unit, and each psychiatric partial hospitalization program licensed under section 137 of the act, their employees, volunteers, and contractual agents.

(p) "Psychotropic drug" means any medication administered for the treatment or amelioration of disorders of thought, mood, or behavior.

(q) **“Restraint” means the use of a physical device to restrict an individual’s movement. Restraint does not include the use of a device primarily intended to provide anatomical support.**

(r) "Serious physical harm" means physical damage suffered by a recipient that a physician or registered nurse determines caused or could have caused the death of a recipient, caused the impairment of his or her bodily functions, or caused the permanent disfigurement of a recipient.

(s) "Sexual abuse" means any of the following:

(i) Criminal sexual conduct as defined by section 520b to 520e of 1931 PA 318, ~~being~~ MCL 750.520b to MCL 750.520e involving an employee, volunteer, or agent of a provider and a recipient.

(ii) Any sexual contact **or sexual penetration** involving an employee, volunteer, or agent of a department operated hospital or center, a facility licensed by the department under section 137 of the act or an adult foster care facility and a recipient.

(iii) Any sexual contact **or sexual penetration** ~~between an~~ **involving an** employee, volunteer, or agent of a provider and a recipient for whom the employee, volunteer, or agent provides direct services.

(t) "Sexual contact" means the intentional touching of the recipient's or employee's intimate parts or the touching of the clothing covering the immediate area of the recipient's or employee's intimate parts, if that intentional touching can reasonably be construed as being for the purpose of sexual arousal or gratification, done for a sexual purpose, or in a sexual manner for **any of the following**:

(i) Revenge.

(ii) To inflict humiliation.

(iii) Out of anger.

(u) "Sexual harassment" means sexual advances to a recipient, requests for sexual favors from a recipient, or other conduct or communication of a sexual nature toward a recipient.

(v) **“Sexual penetration” means sexual intercourse, cunnilingus, fellatio, anal intercourse, or any other intrusion, however slight, of any part of a person’s body or of any object into the genital or anal openings of another person’s body, but emission of semen is not required.**

~~(w)~~ (w) "Therapeutic de-escalation" means an intervention, the implementation of which is incorporated in the individualized written plan of service, wherein the recipient is placed in an area or room, accompanied by staff who shall therapeutically engage the recipient in behavioral de-escalation techniques and debriefing as to the cause and future prevention of the target behavior.

~~(x)~~ (x) "Time out" means a voluntary response to the therapeutic suggestion to a recipient to remove himself or herself from a stressful situation in order to prevent a potentially hazardous outcome.

~~(y)~~ (y) "Treatment by spiritual means" means a spiritual discipline or school of thought that a recipient wishes to rely on to aid physical or mental recovery.

~~(z)~~ (z) "Unreasonable force" means physical management or force that is applied by an employee, volunteer, or agent of a provider to a recipient where there is no imminent risk of ~~significant injury~~ **serious physical harm** to the recipient, staff, or others or that is any of the following:

(i) Not in compliance with ~~approved behavior~~ **physical** management techniques **approved by the provider.**

(ii) **Outside the scope of training received by the employee, volunteer, or agent of the provider.**

~~(iii)~~ (iii) Not in compliance with the recipient's individual plan of service.

~~(iv)~~ (iv) Used when other less restrictive measures were not attempted immediately before the use of physical management or force.

~~(y) "Verbal abuse" means the use of language or other means of communication by an employee, volunteer, or agent of a provider to degrade, threaten or sexually harass a recipient.~~

~~SUBPART 3. ADDITIONAL RIGHTS OF RESIDENTS OF FACILITIES~~

R 330.7199 Written plan of services.

Rule 7199. (1) The individualized written plan of services is the fundamental document in the recipient's record. A provider shall retain all periodic reviews, modifications, and revisions of the plan in the recipient's record.

(2) The plan shall identify, at a minimum, all of the following:

(a) All individuals, including family members, friends, and professionals that the individual desires or requires to be part of the planning process.

(b) The services, supports, and treatments that the recipient requested of the provider.

(c) The services, supports, and treatments committed by the responsible mental health agency to honor the recipient's request specified in subdivision (b) of this subrule.

(d) The person or persons who will assume responsibility for assuring that the committed services and supports are delivered.

(e) When the recipient can reasonably expect each of the committed services and supports to commence, and, in the case of recurring services or supports, how frequently, for what duration, and over what period of time.

(f) How the committed mental health services and supports will be coordinated with the recipient's natural support systems and the services and supports provided by other public and private organizations.

(g) Any restrictions or limitations of the recipient's rights. Such restrictions, limitations, or any ~~aversive or~~ intrusive behavior treatment techniques shall be reviewed and approved by a formally constituted committee of mental health professionals with specific knowledge, training, and expertise in applied behavioral analysis. Any restriction or limitation shall be justified, time-limited, and clearly documented in the plan of service. Documentation shall be included that describes attempts that have been made to avoid such restrictions as well as what actions will be taken as part of the plan to ameliorate or eliminate the need for the restrictions in the future.

(h) Strategies for assuring that recipients have access to needed and available supports identified through a review of their needs. Areas of possible need may include any of the following:

(i) Food.

(ii) Shelter.

(iii) Clothing.

(iv) Physical health care.

(v) Employment.

(vi) Education.

(vii) Legal services.

(viii) Transportation.

(ix) Recreation.

(i) A description of any involuntary procedures and the legal basis for performing them.

(j) A specific date or dates when the overall plan, and any of its subcomponents will be formally reviewed for possible modification or revision.

(3) The plan shall not contain privileged information or communications.

(4) Except as otherwise noted in subrule (5) of this rule, the individual plan of service shall be formally agreed to in whole or in part by the responsible mental health agency and the recipient, his or her guardian, if any, or the parent who has legal custody of a minor recipient. If the appropriate signatures are unobtainable, then the responsible mental health agency shall document witnessing verbal agreement to the plan. Copies of the plan shall be provided to the recipient, his or her guardian, if any, or the parent who has legal custody of a minor recipient.

(5) Implementation of a plan without agreement of the recipient, his or her guardian, if any, or parent who has legal custody of a minor recipient may only occur when a recipient has been adjudicated pursuant to ~~the provisions of~~ section 469a, 472a, 473, 515, 518, or 519 of the act. However, if the proposed plan in whole or in part is implemented without the concurrence of the adjudicated recipient or his or her guardian, if any, or the parent who has legal custody of a minor recipient, then the stated objections of the recipient or his or her guardian or the parent who has legal custody of a minor recipient shall be included in the plan.

R 330.7243 Restraint ~~and~~ seclusion, and physical management

Rule 7243. (1) A provider shall keep a separate, permanent chronological record specifically identifying all instances when ~~physical~~ restraint or seclusion has been used. The record shall include all of the following information:

- (a) The name of the recipient.
- (b) The type of ~~physical~~ restraint or conditions of seclusion.
- (c) The name of the authorizing and ordering physician.
- (d) The date and time placed in temporary, authorized, and ordered ~~physical~~ restraint or seclusion.
- (e) The date and time the recipient was removed from temporary, authorized, and ordered ~~physical~~ restraint or seclusion.

(2) A recipient who is in restraint or seclusion shall be inspected at least once every 15 minutes by designated personnel.

(3) A provider shall ensure that documentation of staff monitoring and observation is entered into the medical record of the recipient.

(4) A recipient in ~~physical~~ restraint or seclusion shall be provided hourly access to a toilet.

(5) A recipient in ~~physical~~ restraint or seclusion shall have an opportunity to bathe, or shall be bathed as often as needed, but at least once every 24 hours.

(6) If an order for restraint or seclusion is to expire and the continued use of restraint or seclusion is clinically indicated and must be extended, then a physician's reauthorization or reordering of restraint or seclusion shall **comply be in compliance** with both of the following provisions:

(a) If the ~~physical~~ restraint device is a cloth vest and is used to limit the resident's movement at night to prevent the recipient from injuring himself or herself in bed, the physician may reauthorize or reorder the continued use of the cloth vest device pursuant to ~~the provisions of~~ section 740(4) and(5) of the act.

(b) Except as specified in subdivision (a) of this subrule, a physician who orders or reorders restraint or seclusion shall do so in accordance with ~~the provisions of~~ sections 740(5) and 742(5) of the act. The required examination by a physician shall be conducted not more than 30 minutes before the expiration of the expiring order for restraint or seclusion.

(7) If a recipient is removed from restraint or seclusion for more than 30 minutes, then the order or authorization shall terminate.

(8) A provider shall ensure that a secluded or restrained recipient is given an explanation of why he or she is being secluded or restrained and what he or she needs to do to have the restraint or seclusion order removed. The explanation shall be provided in clear behavioral terms and documented in the record.

(9) For restrained recipients, a provider shall ensure that an assessment of the circulation status of restrained limbs is conducted and documented at 15-minute intervals or more often if medically indicated.

(10) For purposes of this rule, a time out or therapeutic de-escalation program, as defined in R 330.7001, is not a form of seclusion.

(11) Physical management as defined in subdivision (m) of this subrule may only be used in situations when a recipient is presenting an imminent risk of serious physical harm to himself, herself or others and lesser restrictive interventions have been unsuccessful in reducing or eliminating the imminent risk of serious physical harm. Both of the following shall apply:

- (i) Physical management shall not be included as a component in a behavior treatment plan.**
- (ii) Prone immobilization of a recipient for the purpose of behavior control is prohibited.**

NOTICE OF PUBLIC HEARING

DEPARTMENT OF COMMUNITY HEALTH

NOTICE OF PUBLIC HEARING (2008-024 CH)

RIGHTS OF RECIPIENTS

The Department of Community Health will hold a public hearing on Monday, October 27, 2008, at 10:00 a.m. at the Department of Community Health, 201 Townsend, 1st Floor, Conference Centers B & C, Lansing, Michigan.

The public hearing is being held to receive comments from interested persons on amendments to the Rights of Recipients Administrative Rule. The proposed rules will expand upon and clarify current definitions (R 7001), will delete reference to plans of service involving aversive behavior management techniques (R 7199) and will clarify the use of physical management (R 7243).

These rules are being promulgated under the authority conferred on the department of community health by sections 1 to 4 of 1905 PA 80, section 33 of 1969 PA 306, and sections 114, 136, 157, 206, 244, 498n, 842, and 1002a of 1974 PA 258, MCL 19.141 to MCL 19.144, MCL 24.233, MCL 330.1114, MCL 330.1136, MCL 330.1206, MCL 330.1244, MCL 330.1498n, MCL 330.1842, and MCL 330.2002a). These rules are proposed to take effect immediately upon filing with the Secretary of State.

Hearing comments may be presented in person, with written comments available at the time of presentation. Written comments also will be accepted at the following address or E-mail address until 4:30 p.m. on Monday, October 27, 2008. Address communications to:

Department of Community Health
Office of Legal Affairs - 201 Townsend - Lansing, MI 48909
Attention: Mary Greco
E-mail address: grecom@michigan.gov Phone: (517) 373-3772

A copy of the proposed rules may be obtained by contacting the address noted above. Electronic copies also may be obtained at <http://www.michigan.gov/cis>.

The hearing site is accessible, including handicapped parking. Individuals attending the meeting are requested to refrain from heavily scented personal care products, in order to enhance accessibility for everyone. People with disabilities requiring additional accommodations such as information in alternative formats in order to participate in the hearing, should contact Mary Greco, at least 14 working days before the hearing.

**OPINIONS OF THE
ATTORNEY GENERAL**

MCL 14.32 states in part:

“It shall be the duty of the attorney general, when required, to give his opinion upon all questions of law submitted to him by the legislature, or by either branch thereof, or by the governor, auditor general, treasurer or any other state officer”

MCL 24.208 states in part:

“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(j) Attorney general opinions.”

OPINIONS OF THE ATTORNEY GENERAL

STATE OF MICHIGAN

MIKE COX, ATTORNEY GENERAL

CHARTER SCHOOLS: Application of the exceptions to the single-site requirement in MCL 380.524(1) to

URBAN HIGH SCHOOL ACADEMIES: urban high school academies

REVISED SCHOOL CODE:

SCHOOLS AND SCHOOL DISTRICTS:

An urban high school academy duly chartered under Part 6C of the Revised School Code, 1976 PA 451, MCL 380.1 *et seq*, that operates a middle school and a high school at two different locations with different configurations of grades at the two schools is not subject to the 125-pupil-per-grade restriction or the one-mile-radius limitation contained in section 524(1) of the Code, MCL 380.524(1). The 125-pupil and one-mile radius conditions only apply under circumstances where the same configuration of grades is operated at more than one site. The academy may operate at multiple sites with different configurations of grades under a single contract if authorized to do so by its authorizing body.

An urban high school academy duly chartered under Part 6C of the Revised School Code, 1976 PA 451, MCL 380.1 *et seq*, that operates two elementary schools (both offering kindergarten through grade 5), one middle school, and one high school, each at separate locations, may operate under a single authorizing contract provided that the two elementary schools offering the same configuration of grades have a combined total enrollment not exceeding 125 pupils per grade and are both located within a one-mile radius of the academy's central administrative office. The 125-pupil-per-grade restriction and the one-mile-radius limitation contained in section 524(1) of the Revised School Code, MCL 380.524(1), do not apply to either the high school or the middle school because they operate different configurations of grades.

An urban high school academy duly chartered under Part 6C of the Revised School Code, 1976 PA 451, MCL 380.1 *et seq*, that operates grades 6 through 12 (including a middle school and a high school) at a single location where its central administrative office is also located is not subject to the 125-pupil-per-grade restriction or the one-mile-radius limitation of MCL 380.524(1) because these conditions apply solely to circumstances where the same configuration of grades is offered at multiple locations under a single contract.

Opinion No. 7219

August 27, 2008

Honorable Wayne Kuipers
State Senator
The Capitol
Lansing, MI

You have asked three questions concerning the application of section 524(1) of the Revised School Code, MCL 380.524(1), to the siting of urban high school academies. Information supplied with your request presents the following factual scenario involving three different schools operating at various locations:

1. The governing board of a state public university, as an authorizing body under the Code, has issued three contracts to an urban high school academy corporation organized under the Code and the Michigan Nonprofit Corporation Act, 1982 PA 162, MCL 450.2101 to 450.3192, to operate three separate and unique schools (referred to as School "A," School "B," and School "C").¹

2. School "A" is authorized to operate a Kindergarten through grade 12 configuration. Initially, School "A"'s grade configuration will consist of a middle school with grades 6 and 7 at one location. The middle school will ultimately include grades 6, 7, and 8 and enroll more than 125 students per grade. School "A"'s central administrative office is located at the middle school. School "A" is planning to operate a high school (grades 9 through 12) at a location more than a one mile radius from School "A"'s central administrative office. School "A" plans to enroll more than 125 students per grade at both the middle and high school locations. School "A" will only operate at the middle school and high school location, and there will be no overlap of grades between these two sites.

3. School "B" is authorized to operate a Kindergarten through grade 12 configuration at four locations. The four locations consist of a high school location (grades 9-12), a middle school location (grades 6-8), and two separate elementary school locations (two schools operating grades K-5). School "B"'s central administrative office is located at School "B"'s high school location. All four locations are within a one mile radius of School "B"'s central administrative office. School "B" only plans to overlap grades at the two elementary school locations. In order to comply with section 524(1) of the Code, MCL 380.524(1), School "B" will limit enrollment at the two elementary school locations to 125 students per grade. However, the current[] plan is to enroll more than 125 students per grade at the middle school and high school locations.

4. School "C" is authorized to operate a Kindergarten through grade 12 and will commence operations in the 2009-2010 school year. Initially, School "C" will consist of grades 6 through 12 at one location. The one location includes a middle school (grades 6-8) and a high school (grades 9-12). School "C"'s central administrative office will be located at this same location. School "C" will enroll more than 125 students per grade and will only operate at one location.

Your request identifies what may be called the single-site requirement in the part of the Revised School Code (Code), 1976 PA 451, MCL 380.1 *et seq*, that applies to urban high school academies, and asks how various exceptions to that requirement that allow an academy to operate at multiple sites under a single authorizing contract apply to Schools A, B, and C described above. Before examining the specific statutory provisions at issue, a brief background discussion concerning charter schools and the development of urban high school academies is useful.

The Code provides for the organization, regulation, and maintenance of schools, school districts, public school academies, urban high school academies, and intermediate school districts. Public school academies, commonly known as charter schools, have existed in Michigan for over ten years. In 1993 PA 362, the Legislature enacted Part 6A of the Code, MCL 380.501 – MCL 380.507, to provide for public school academies. A public school academy is defined as a "public school" and a "governmental agency." MCL 380.501. See *Council of Organizations & Others for Education about Parochial v Governor*, 455 Mich 557, 567; 566 NW2d 208 (1997).

In 2003 PA 179, the Legislature added Part 6C to the Code, MCL 380.521 – MCL 380.529, to provide for urban high school academies. 2003 PA 179 originated as Senate Bill 393, the rationale for which was to encourage the creation of charter high schools as explained in the following legislative analysis:

In Michigan, the majority of charters are issued by public universities. According to amendments enacted in 1996, universities combined may not issue more than 150 charter school contracts, and no single university may issue more than half of that number. As of June 2003, 148 charters were authorized by State universities (including Central Michigan University, which authorized 57, and Grand Valley State University, which authorized 30), while 12 charters were issued by local school districts, 28 by ISDs, and 12 by community colleges. Community colleges are limited to chartering schools within their jurisdiction, which is the entire State in the case of Bay Mills, a Federal tribally controlled community college.

¹ For purposes of this analysis Schools A, B, and C are considered to be separate urban high school academies each of which operates under a single separate contract.

* * *

[T]o date, most charter school contracts have been issued to K-8 schools, largely because high schools students are more expensive to educate. (The costs of science labs, athletic fields, and auditoriums are among the additional expenses borne by high schools.) This trend is changing gradually: In July 2003, about 72 of all 200 charters encompassed grades beyond 8th, because many charter schools add one grade per year as their students advance. Only 24 of the 200 charters, however, are stand-alone high schools for students in grades 9-12 or 10-12.

In 2002, philanthropist and businessman Robert Thompson pledged \$200 million toward construction of 15 Detroit charter high schools focused on increasing graduation rates. Some believe that the State should take advantage of this opportunity to establish new [public school academies]. [Senate Legislative Analysis, SB 393, September 10, 2003.]

Similar to public school academies under Part 6A, section 521(1) of the Code defines an urban high school academy as a "public school" and a "governmental agency." MCL 380.521(1). Urban high school academies are different from public school academies, primarily because they must include grades 9 through 12 within five years after beginning operations. MCL 380.524(5). Urban high school academies may not operate outside the boundaries of a school district of the first class. MCL 380.522(2).² In addition, an authorizing body is required to give priority to applicants that meet certain requirements, including having net assets of at least \$50,000,000.00. MCL 380.523(1).

Section 522(2) of the Code, MCL 380.522(2), permits the governing board of a state public university to act as an authorizing body to issue a contract for the organization and operation of an urban high school academy. In order to organize and operate one or more urban high school academies, section 522(4) of the Code requires an entity³ to apply to an authorizing body for a contract. MCL 380.522(4). Section 522(2) of the Code limits the number of urban high school academy contracts that

² School districts of the first class include those with a pupil membership of at least 100,000 enrolled on the most recent pupil membership count day. MCL 380.402. They are governed by the provisions of Part 6 of the Revised School Code, MCL 380.401 – MCL 380.485. Currently, the Detroit Public Schools is the only district of the first class in Michigan.

³"Entity" means a non-profit corporation that is organized under the Nonprofit Corporation Act, 1982 PA 162, MCL 450.2101 *et seq.*, and that has been granted tax-exempt status under section 509(a) of the Internal Revenue Code of 1986, 26 USC 509(a).

may be issued to not more than 15. MCL 380.522(2). As part of its application, the entity must include a description of, and address for, the proposed building or buildings in which the urban high school academy will be located. MCL 380.522(4)(g). A financial commitment is also required by the entity applying for the contract to construct or renovate the building or buildings that will be occupied by the urban high school academy that is issued the contract. MCL 380.522(4)(g). If an authorizing body issues a contract to an urban high school academy corporation to operate one or more urban high school academies, that contract must contain certain information, including a description of the address of the proposed building or buildings in which the urban high school academy will be located. MCL 380.523(2)(f).

You have asked three questions relating to the application of section 524(1) of the Code to each of three school scenarios identified in the above factual summary.

Your first question may be stated as:

With respect to School "A," because the configurations of grades are not the same at the middle school and high school locations, does that mean the 125 students per grade restriction and the one mile radius limitation contained in section 524(1) of the Code, MCL 380.524(1), do not apply?

In order to answer this question, section 524(1) must first be analyzed in its entirety. This provision addresses the site restrictions and grade configurations of an urban high school academy that must be observed in conjunction with the number of contracts that may be issued under Part 6C of the Code:

(1) An urban high school academy may be located in all or part of an existing public school building. Except as otherwise provided in this subsection, an urban high school academy shall not operate at a site other than the single site requested for the configuration of grades that will use the site, as specified in the contract. However, an authorizing body may include a provision in the contract allowing an urban high school academy to operate the same configuration of grades at more than 1 site. If an urban high school academy operates the same configuration of grades at more than 1 site, each of those sites shall be considered to be operated under a separate contract, and the operation

shall be equivalent to the issuance of a contract, for the purposes of the limitation in section 522(2) on the number of contracts that may be issued under this part. For the purposes of this subsection, if an urban high school academy operates classes at more than 1 location, the urban high school academy shall be considered to be operating at a single site if all of the locations are within a 1-mile radius of the urban high school academy's central administrative office and if the total number of pupils enrolled in any particular grade at all of the locations does not exceed 125. [MCL 380.524(1).]

Since Michigan courts have not interpreted section 524(1), this provision must be construed using established principles of statutory construction. The primary goal of statutory interpretation is to give effect to the intent of the Legislature. *Brown v Detroit Mayor*, 478 Mich 589, 593; 734 NW2d 514 (2007). Legislative intent is discerned from the statutory text. *People v Lively*, 470 Mich 248, 253; 680 NW2d 878 (2004). The first step is to review the language of the statute. *Brown*, 478 Mich at 593. If the statute is unambiguous on its face, it is presumed that the Legislature intended the meaning expressed, and judicial construction is neither required nor permitted. *Id.* To effectuate the intent of the Legislature, courts "interpret every word, phrase, and clause in a statute to avoid rendering any portion of the statute nugatory or surplusage." *Herald Co v Eastern Michigan Univ Bd of Regents*, 475 Mich 463, 470; 719 NW2d 19 (2006). The statutory language must be read and understood in its grammatical context, unless it is clear that something different was intended. *Herman v Berrien County*, 481 Mich 352, 366; 750 NW2d 570 (2008). Finally, in defining particular words in statutes, both the plain meaning of the critical word or phrase as well as its placement and purpose in the statutory scheme must be considered. *Id.* All words and phrases shall be construed and understood according to the common and approved usage of the language. MCL 8.3a.

Section 524(1) of the Code is composed of five sentences. The first sentence authorizes an urban high school academy to use a public school building. After that, section 524(1) sets forth broad principles that govern the number of sites at which an academy may operate under a single contract. The first two sentences of section 524(1) provide:

An urban high school academy may be located in all or part of an existing public school building. Except as otherwise provided in this subsection, an urban high school academy shall not operate at a site other than the *single site requested for the configuration of grades that will use the site*, as specified in the contract. [MCL 380.524(1); emphasis added.]

These first two sentences of section 524(1) are nearly identical to the language found in Part 6A of the Code, MCL 380.504(1), relating to public school academies.⁴ OAG, 2003-2004, No 7126, p 13 (March 6, 2003), analyzed that language in MCL 380.504(1) and concluded that the second sentence necessarily permits a public school academy to operate at more than one site under a single contract, provided that it operates only a single site for each configuration of grades. Additionally, the academy was allowed to operate only at the site or sites specified in the school's application and contract issued by the authorizing body. OAG No 7126 rejected the conclusion that *all* schools that a public school academy may operate under a single contract must be at one site, because such an interpretation would render the phrase in the second sentence, "for the configuration of grades that will use the site," surplusage in violation of the applicable rule of statutory interpretation:

To give meaning to every word in section 504(1) of the Revised School Code, it must be concluded that the Legislature has limited the number of sites at which a public school academy may conduct its operations to a single site *for each configuration of grades*. A public school academy may not, for example, operate three separate elementary schools under a single contract, all covering the same grades, at three separate locations. The statute does, however, permit a public school academy to operate at more than one site provided it uses only a single site *for each configuration of grades*. [Emphasis added.]

This same construction applies to determining the number of sites an urban high school academy may operate under MCL 380.524(1), which was enacted into law after OAG No 7126 was issued. In the second sentence of this provision, the Legislature used the same language to state a similar prohibition that an urban high school academy "shall not operate at a site other than the single site requested for the

configuration of grades that will use the site."⁵ Therefore, to conclude that an urban high school academy may only operate at a single site per contract, without regard to the grade configurations, would also render the phrase "for the configuration of grades that will use the site" surplusage and violate the applicable rule of statutory construction. MCL 380.524(1), accordingly, permits an urban high school academy to operate at more than one site under a single contract provided it operates at a single site for each configuration of grades.

Although the second sentence of section 524(1) prohibits an urban high school academy from operating the same configuration of grades at more than a single site under a single contract, the Legislature provided an exception to this prohibition in the third and fourth sentences of the section, which provide:

However, an authorizing body may include a provision in the contract allowing an urban high school academy to operate the same configuration of grades at more than 1 site. If an urban high school academy operates the same configuration of grades at more than 1 site, each of those sites shall be considered to be operated under a separate contract, and the operation shall be equivalent to the issuance of a contract, for the purposes of the limitation in section 522(2) on the number of contracts that may be issued under this part. [MCL 380.524(1).]

Thus, if a contract allows an urban high school academy to operate the same configuration of grades at more than one site, the fourth sentence of section 524(1) provides that each of those sites are to be treated as being operated under a separate contract for purposes of counting the maximum of 15 allowable contracts.

⁴ MCL 380.504(1) states: "A public school academy may be located in all or part of an existing public school building. A public school academy shall not operate at a site other than the *single site requested for the configuration of grades that will use the site*, as specified in the application required under section 502 and in the contract." [Emphasis added.]

⁵ OAG No 7126 was issued March 6, 2003. Part C was added to the Code by the passage of Senate Bill 393. That bill was passed by the Senate on June 18, 2003, and by the House of Representatives on July 17, 2003. Thus, the Legislature was aware of the construction given to MCL 380.504(1) by OAG No 7126 when it enacted the same language in the second sentence of MCL 380.524(1).

The fifth and last sentence of section 524(1) then qualifies the fourth sentence under circumstances where the academy's locations are in close proximity to its central administrative office, and enrollment is limited:

For the purposes of this subsection, if an urban high school academy operates classes at more than 1 location, the urban high school academy *shall be considered to be operating at a single site* if all of the locations are within a 1-mile radius of the urban high school academy's central administrative office and if the total number of pupils enrolled in any particular grade at all of the locations does not exceed 125. [MCL 380.524(1); emphasis added.]

As previously noted, the one-site-per-contract limitation only applies if the same configuration of grades is offered at multiple sites. Accordingly, the fifth sentence could have no application except to operation of the same configuration of grades under a single contract at multiple sites; it has no application to grade configurations that are not duplicated at another location.

The plain language of the last sentence in section 524(1) and its placement following the pronouncement that operating the same configuration of grades at more than one site will result in each site operating under separate contracts, demonstrates that the Legislature intended to set forth specific conditions that would allow an urban high school academy that is operating the same configuration of grades at more than a "single site" to be considered as operating at a "single site" and not considered to be operating under separate contracts. The significance of this provision relates to the number of contracts or contract equivalents that result if an urban high school academy operates the same configuration of grades at more than one site pursuant to the fourth sentence of section 524(1). Thus, if an urban high school academy operates the same configuration of grades at more than one site, it is still regarded as operating a single site for that configuration of grades and it is not considered to be operating under a separate contract or contract equivalent for each of those sites "for the purposes of the

limitation in section 522(2) on the number of contracts that may be issued under this part" as long as all the sites with the same configuration of grades satisfy the one-mile radius and 125-pupil restrictions.

This construction is further supported by the placement of the fifth sentence at the end of section 524(1) immediately following the Legislature's mandate that, if an urban high school academy operates the same configuration of grades at more than one site, each of those sites shall be considered to be operated under a separate contract and the operation shall be equivalent to the issuance of a contract for the purposes of the 15-contract limitation. The last sentence sets the conditions where the operation of "more than 1 location" will be considered a "single site" and not result in the use of a contract or contract equivalent for purposes of the 15-contract limitation. Accordingly, it must be concluded that the one-mile radius and 125-pupil-per-grade limitations in the last sentence of section 524(1) do not apply to a site or location at which an urban high school is operating an entirely different configuration of grades – one which does not come within the prohibition of the second sentence of section 524(1).

It is my opinion, therefore, in answer to your first question, that an urban high school academy duly chartered under Part 6C of the Revised School Code, 1976 PA 451, MCL 380.1 *et seq*, that operates a middle school and a high school at two different locations with different configurations of grades at the two schools is not subject to the 125-pupil-per-grade restriction or the one-mile-radius limitation contained in section 524(1) of the Code, MCL 380.524(1). The 125-pupil and one-mile radius conditions only apply under circumstances where the same configuration of grades is operated at more than one site. The academy may operate at multiple sites with different configurations of grades under a single contract if authorized to do so by its authorizing body.

Your request next describes School B as authorized to operate kindergarten through grade 12 at four locations. The four locations consist of a high school location (grades 9 through 12), a middle school location (grades 6 through 8), and two separate elementary school locations (two schools operating kindergarten through grade 5). School B's central administrative office is located at School B's high school location. All four locations are within a one-mile radius of School B's central administrative office. School B only plans to operate the same configuration of grades at the two elementary school locations. In order to comply with section 524(1) of the Code, MCL 380.524(1), School B will limit the total enrollment at the two elementary school locations to 125 students per grade. It is expected that more than 125 students per grade will be enrolled at the middle school and at the high school.

Based on these facts, your next question becomes:

With respect to School "B," because School "B" will only operate the same configuration of grades, K-5, at the two elementary school locations, does that mean the 125 students per grade restriction and the one mile radius limitation contained in section 524(1) of the Code, MCL 380.524(1), do not apply to School "B"'s middle school and high school locations because those schools do not operate the same configuration of grades?

The previous analysis applies equally to this question. Section 524(1) permits an urban high school academy to operate at more than one site provided it operates at a single site for each configuration of grades. Section 524(1) also permits an authorizing body to allow an urban high school academy to operate the same configuration of grades at more than one site, yet be considered a "single site" if the statutory criteria are met. An urban high school academy that operates the same configuration of grades at more than one site is regarded as operating them at a single site, and is not considered to be operating each of them under a separate contract for purposes of the 15-contract maximum, as long as all of the locations with the same configuration of grades satisfy the one-mile

radius and 125-pupil restrictions. The one-mile radius and 125-pupil-per-grade restrictions do not apply to sites or locations that do not duplicate a configuration of grades.

It is my opinion, therefore, in answer to your second question, that an urban high school academy duly chartered under Part 6C of the Revised School Code, 1976 PA 451, MCL 380.1 *et seq*, that operates two elementary schools (both offering kindergarten through grade 5), one middle school, and one high school, each at separate locations, may operate under a single authorizing contract provided that the two elementary schools offering the same configuration of grades have a combined total enrollment not exceeding 125 pupils per grade and are both located within a one-mile radius of the academy's central administrative office. The 125-pupil-per-grade restriction and the one-mile-radius limitation contained in section 524(1) of the Revised School Code, MCL 380.524(1), do not apply to either the high school or the middle school because they operate different configurations of grades.

Your final question asks:

With respect to School "C," because School "C" operates all of its grades at one location, does that mean the 125 students per grade restriction and the one mile radius limitation contained in section 524(1) of the Code, MCL 380.524(1), does [sic] not apply?

As previously explained, the 125 pupil-per-grade restriction and the one-mile radius limitation contained in the fifth sentence of section 524(1) apply solely to circumstances where the same configuration of grades is offered at multiple locations under a single contract. It has no application to a school operated entirely at a single site.

It is my opinion, therefore, in answer to your third question, that an urban high school academy duly chartered under Part 6C of the Revised School Code, 1976 PA 451, MCL 380.1 *et seq*, that

operates grades 6 through 12 (including a middle school and a high school) at a single location where its central administrative office is also located is not subject to the 125-pupil-per-grade restriction or the one-mile-radius limitation of MCL 380.524(1) because these conditions apply solely to circumstances where the same configuration of grades is offered at multiple locations under a single contract.

A handwritten signature in black ink, appearing to read "Mike Cox", with a stylized, cursive script.

MIKE COX
Attorney General

**ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2008 SESSION)**

Mich. Const. Art. IV, §33 provides: “Every bill passed by the legislature shall be presented to the governor before it becomes law, and the governor shall have 14 days measured in hours and minutes from the time of presentation in which to consider it. If he approves, he shall within that time sign and file it with the secretary of state and it shall become law . . . If he does not approve, and the legislature has within that time finally adjourned the session at which the bill was passed, it shall not become law. If he disapproves . . . he shall return it within such 14-day period with his objections, to the house in which it originated.”

Mich. Const. Art. IV, §27, further provides: “No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house.”

MCL 24.208 states in part:

“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.

(c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.”

**ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2008 SESSION)**

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
1		730	Yes	1/11	1/11	1/11/08	Education; other; references to "handicapped person" in school code; revise to "student with a disability", allow for transfer of public school academy assets and pupils to another public school, and revise effective date for school district consolidations. (Sen. J. Gleason)
2		545	Yes	1/16	1/16	1/16/08	Environmental protection; water pollution; storm water permits; provide waiver of fees for certain municipalities. (Sen. M. Jansen)
3	5123		Yes	2/7	2/7	2/7/08	Economic development; commercial redevelopment; obsolete requirement; modify. (Rep. S. Bieda)
4	5101		Yes	2/7	2/7	2/7/08	Economic development; neighborhood enterprise zones; eligibility; expand to include new facilities. (Rep. B. Farrah)
5		111	Yes	2/7	2/7	2/7/08	Mobile homes; other; penalties for park owners who fail to remit assessment tax; provide for. (Sen. R. Jelinek)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
6		577	Yes	2/12	2/12	8/10/08	Construction; housing; certain requirements for residential owner-builders to comply with prior to sale of structure; clarify. (Sen. J. Gilbert)
7	4505		Yes	2/15	2/15	2/15/08	Traffic control; driver license; issuance of driver license to individual not lawfully in the United States; prohibit, and revise procedures for issuance of license. (Rep. C. Ward)
8		092	Yes	2/20	2/20	2/20/08	Environmental protection; permits; liquid industrial waste; exempt fats used to produce fuels, and make technical revisions. (Sen. R. Basham)
9		123	Yes	2/29	2/29	2/29/08	Businesses; nonprofit corporations; use of electronic communications; allow for nonprofit corporations. (Sen. A. Sanborn)
10		565	Yes	2/29	2/29	6/1/08	Crimes; larceny; shipping containers; include in crime of breaking and entering. (Sen. J. Gilbert)
11	4684		Yes	2/29	2/29	2/29/08	Liquor; other; serving alcohol to an individual who is intoxicated; clarify. (Rep. F. Accavitti)
12	5032		Yes	2/29	2/29	2/29/08	Land use; zoning and growth management; zoning enabling act; make corrective and technical revisions. (Rep. B. Byrum)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
13	5034		Yes	2/29	2/29	2/29/08 #	Agriculture; fertilizer; "agricultural use"; define. (Rep. J. Sheltrown)
14	5035		Yes	2/29	2/29	2/29/08	Agriculture; fertilizer; approval for ordinance regarding use of agricultural fertilizer; require by Michigan commission of agriculture. (Rep. J. Mayes)
15		097	Yes	2/29	2/29	6/1/08	Children; child care; requirement for licensees and registrants to notify parents of complaints of rule violations and investigations; establish. (Sen. B. Hardiman)
16		155	Yes	2/29	2/29	6/1/08 #	Criminal procedure; sentencing guidelines; crime of false report initiating special investigation; enact. (Sen. C. Brown)
17		630	Yes	2/29	2/29	2/29/08	Highways; name; certain portion of M-62; designate as the "Veteran's Memorial Highway". (Sen. R. Jelinek)
18		682	Yes	2/29	2/29	2/29/08	Agriculture; pesticides; distributors of agricultural pesticides; require to be licensed, and require out-of-state pesticide dealers to maintain a registered office. (Sen. M. McManus)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
19	5021		Yes	3/6	3/7	3/7/08	Vehicles; equipment; certain visual displays for use in motor vehicles; revise requirements. (Rep. K. Angerer)
20	4650		Yes	3/6	3/7	3/7/08	Civil procedure; other; uniform foreign-country money judgments recognition act; create. (Rep. P. Condino)
21	5384		Yes	3/6	3/7	3/7/08	Energy; other; energy employment act; revise. (Rep. M. Nofs)
22	4220		Yes	3/12	3/12	3/12/08	Public employees and officers; ethics; school board member volunteer service in school district; allow under certain conditions. (Rep. J. Espinoza)
23	5535		Yes	3/13	3/13	3/13/08	Traffic control; other; enhanced driver license and enhanced official state personal identification card act; enact. (Rep. S. Tobocman)
24	5536		Yes	3/13	3/13	3/13/08 #	Criminal procedure; sentencing guidelines; sentencing guideline for crime of fraudulent certification or statement in applying for enhanced driver license or enhanced official state identification card; establish. (Rep. E. Clemente)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
25	5582		Yes	3/13	3/13	5/12/08 #	Aeronautics; other; aviation fuel used for certain purposes; exempt from taxation. (Rep. S. Bieda)
26	5583		Yes	3/13	3/13	5/12/08 #	Aeronautics; other; certain aviation fuel; exempt from motor fuel tax. (Rep. T. Schuitmaker)
27		530	Yes	3/13	3/13	3/13/08	Recreation; outdoor activities; noise emission from snowmobiles; provide standard. (Sen. J. Allen)
28		750	Yes	3/13	3/13	3/13/08	Veterans; employment; employment preference for honorably discharged veterans; modify residency requirement. (Sen. R. Basham)
29		1061	Yes	3/13	3/13	3/13/08	Insurance; other; captive insurance companies; regulate. (Sen. A. Sanborn)
30		1062	Yes	3/13	3/13	3/13/08 #	Business tax; other; taxation of captive insurance companies; exclude. (Sen. A. Sanborn)
31		654	Yes	3/13	3/13	3/13/08 #	State; identification cards; class 2 identification card; provide for. (Sen. A. Sanborn)
32		966	Yes	3/13	3/13	3/13/08	State; identification cards; personal identification cards; revise requirements for applications. (Sen. C. Brown)
33		206	Yes	3/13	3/13	9/1/08	Land use; planning; planning law consolidation; provide for. (Sen. P. Birkholz)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
34		523	Yes	3/13	3/13	3/13/08	Property; conveyances; transfer of certain state owned property in Lapeer county; provide for. (Sen. J. Gilbert)
35		1076	Yes	3/13	3/14	3/14/08	Economic development; downtown development authorities; issuance of qualified refunding obligations; revise. (Sen. A. Cropsey)
36		712	Yes	3/13	3/17	3/17/08 #	Traffic control; driver license; amendments regarding revised uniform anatomical gift act; provide for in vehicle code. (Sen. H. Clarke)
37		713	Yes	3/13	3/17	3/17/08 #	Criminal procedure; sentencing guidelines; sentencing guidelines for certain violations of the revised uniform anatomical gift act; enact. (Sen. J. Allen)
38		714	Yes	3/13	3/17	3/17/08 #	Health; anatomical gifts; amendments regarding revised uniform anatomical gift act; provide for in medical examiner law. (Sen. R. Kahn)
39	4940		Yes	3/13	3/17	5/1/08 #	Health; anatomical gifts; revised uniform anatomical gift law; create. (Rep. P. Condino)
40	4941		Yes	3/13	3/17	3/17/08 #	State; identification cards; amendments regarding revised uniform anatomical gift law; provide for in personal identification card law. (Rep. K. Angerer)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
41	4945		Yes	3/13	3/17	3/17/08 #	Health; anatomical gifts; amendments regarding revised uniform anatomical gift law; provide for in estates and protected individuals code. (Rep. B. Calley)
42	5184		Yes	3/20	3/20	3/20/08	Property; conveyances; certain property previously conveyed by the state to the city of Lansing; receive from the city of Lansing and reconvey with altered usage restrictions. (Rep. J. Bauer)
43		082	Yes	3/27	3/27	7/1/08	Vehicles; equipment; use of child safety restraint system or booster seat for certain children; require. (Sen. M. McManus)
44		364	Yes	3/27	3/27	3/27/08	Economic development; commercial redevelopment; corridor improvement authority act; modify. (Sen. G. Jacobs)
45	4763		Yes	3/27	3/27	3/27/08	Health; poisons; painting of old houses by volunteer neighborhood groups; exempt from lead-based paint activity certification requirement of public health code. (Rep. J. Mayes)
46		273	Yes	3/27	3/27	3/27/08	Children; protection; procedure regarding follow-up to report of child abuse or neglect that involves a licensed or registered facility or home; clarify. (Sen. B. Hardiman)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
47		667	Yes	3/27	3/27	3/27/08	Family law; marriage and divorce; persons authorized to solemnize marriage; allow county clerk in a county other than county in which clerk serves. (Sen. C. Brown)
48		815	Yes	3/27	3/27	1/1/08	Communications; telecommunications; ability of CMRS supplier or reseller to collect service charge; clarify. (Sen. B. Patterson)
49		1135	Yes	3/27	3/27	3/27/08	Local government; authorities; zoological authority; permit any county to create. (Sen. G. Jacobs)
50	5319		Yes	3/27	3/28	3/28/08	Local government; other; penalties for noncompliance with order; expand to include a blight violation under certain circumstances. (Rep. S. Jackson)
51	4868		Yes	3/27	3/28	3/28/08	Cities; home rule; administrative hearings bureau authority to adjudicate blight violations; expand to include right-of-way signage violations and dangerous building violations, and to provide other technical amendments. (Rep. C. Young)
52	5665		Yes	3/27	3/28	3/28/08	Communications; telecommunications; sunset; eliminate. (Rep. F. Accavitti)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
53	5443		Yes	4/2	4/3	4/3/08 #	Housing; housing development authority; waiver for bonds issued to refinance single family homes; provide for. (Rep. S. Tobocman)
54		951	Yes	4/2	4/3	4/3/08 #	Housing; housing development authority; financing for purchase of certain existing single-family residences; expand to include refinancing. (Sen. S. Thomas)
55		950	Yes	4/2	4/3	4/3/08 #	Housing; housing development authority; recapture tax fund; establish. (Sen. H. Clarke)
56	5446		Yes	4/2	4/3	4/3/08 #	Housing; housing development authority; limitation on aggregate principal amount of notes and bonds; extend issuance date. (Rep. B. Cook Scott)
57		948	Yes	4/2	4/3	4/3/08 #	Housing; housing development authority; refinancing program; allow housing development authority to offer. (Sen. T. Hunter)
58		1133	Yes	4/2	4/3	4/3/08 #	Housing; housing development authority; income qualifier for financing loan; increase. (Sen. R. Richardville)
59	5287		Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; revise compensation provisions. (Rep. S. Jackson)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
60	5288		Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; establish registration application process. (Rep. A. Coulouris)
61	5289		Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; require certain notices to OFIS. (Rep. E. Clemente)
62	5290		Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; clarify authority of OFIS commissioner and revise administrative process concerning revocation or suspension of registration. (Rep. D. Robertson)
63	5291		Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; revise provisions applicable to investigations by OFIS. (Rep. D. Booher)
64		826	Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation of and registration of mortgage loan officers; create mortgage industry advisory board. (Sen. R. Richardville)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
65		827	Yes	4/2	4/3	4/3/08 #	Criminal procedure; sentencing guidelines; violation of mortgage company act or secondary mortgage loan act; reflect reduction of penalty to misdemeanor. (Sen. R. Richardville)
66		828	Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; revise title and definition section of mortgage broker act. (Sen. H. Clarke)
67		829	Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; establish registration renewal process. (Sen. T. Stamas)
68		830	Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; establish fees and allocate fee revenue to MBLSLA fund. (Sen. T. Hunter)
69		831	Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; establish effect of surrender, revocation, or suspension of registration. (Sen. D. Olshove)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
70		832	Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; prohibit certain activities by loan officers. (Sen. N. Cassis)
71		833	Yes	4/2	4/3	4/3/08 #	Financial institutions; mortgage brokers and lenders; regulation and registration of mortgage loan officers; prohibit acting without registration and establish penalties and remedies for violating act. (Sen. A. Sanborn)
72	4596		Yes	4/2	4/3	1/1/09	Financial institutions; mortgage brokers and lenders; fees, application dates, and license or registration expiration dates; revise, and establish MBLSLA fund. (Rep. S. Jackson)
73	5861		Yes	4/7	4/7	4/7/08	Transportation; funds; funding for jobs today program; extend sunset. (Rep. M. Valentine)
74		1176	Yes	4/7	4/8	4/8/08	Business tax; other; credit for certain production companies for qualified job training expenditures; provide for. (Sen. P. Birkholz)
75		1177	Yes	4/7	4/8	5/4/08	State financing and management; funds; strategic fund incentives for film production industry; provide for. (Sen. J. Allen)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
76		1178	Yes	4/7	4/8	4/8/08	State financing and management; other; provision to allow cost-free use of state property for film industry productions; provide for. (Sen. T. Hunter)
77	5841		Yes	4/7	4/8	4/8/08	Business tax; other; credit for certain production companies for production expenditures; provide for. (Rep. A. Meisner)
78	5842		Yes	4/7	4/8	4/8/08	Sales tax; exemptions; incentives to film production industry; provide for. (Rep. C. Young)
79	5844		Yes	4/7	4/8	4/8/08	Income tax; credit; credit for certain eligible production companies; provide for. (Rep. B. Johnson)
80	5848		Yes	4/7	4/8	4/8/08	State financing and management; funds; Michigan strategic fund loans to qualified film industry productions; provide for. (Rep. R. Jones)
81	5852		Yes	4/7	4/8	4/8/08	Military affairs; other; provision to allow cost-free use of state property for film industry productions; provide for. (Rep. D. Hildenbrand)
82	5853		Yes	4/7	4/8	4/8/08	Natural resources; other; authority of DNR director to authorize free use of DNR controlled property for film production; expressly recognize in statute. (Rep. K. Law)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
83	5854		Yes	4/7	4/8	4/8/08	Transportation; other; provision to allow cost-free use of state property for film industry productions; provide for. (Rep. E. Clemente)
84	5855		Yes	4/7	4/8	4/8/08	Local government; other; local government filming location access act; create. (Rep. F. Miller)
85		1183	Yes	4/7	4/8	5/4/08 #	History and arts; other; powers, duties, and functions of the Michigan film office and Michigan film advisory commission; modify. (Sen. T. Stamas)
86		1173	Yes	4/7	4/8	4/8/08	Business tax; other; credit for certain qualified film and digital media infrastructure projects; provide for. (Sen. H. Clarke)
87		1174	Yes	4/7	4/8	4/8/08	Economic development; Michigan economic growth authority; tax incentives for qualified companies in the film production industry; provide for. (Sen. J. Gilbert)
88	5858		Yes	4/8	4/8	4/8/08	Business tax; other; credit for certain taxpayers for creating an anchor zone of certain businesses; provide for. (Rep. E. Clemente)
89	5511		Yes	4/8	4/8	4/8/08	Business tax; other; brownfield credit revisions; provide for. (Rep. E. Clemente)
90	4416		Yes	4/8	4/8	7/1/08 #	Occupations; real estate; real estate broker responsibilities under exclusive service provision agreements; clarify. (Rep. T. Schuitmaker)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
91	4417		Yes	4/8	4/8	7/1/08 #	Occupations; real estate; real estate broker responsibilities under an exclusive service provision agreement; provide as part of agency disclosure. (Rep. B. Farrah)
92		1115	Yes	4/8	4/8	4/8/08	Business tax; other; a new Michigan economic growth authority credit for certain anchor companies; create. (Sen. J. Allen)
93		351	Yes	4/8	4/8	4/8/08	Counties; ordinances; billboard zoning ordinances; allow counties to establish under certain circumstances. (Sen. J. Gilbert)
94		047	Yes	4/8	4/8	4/8/08	Economic development; tax increment financing; water improvement tax increment financing authority; create. (Sen. J. Allen)
95		105	Yes	4/8	4/8	4/8/08	Courts; state court administration; authority for magistrates to oversee arraignments; allow. (Sen. V. Garcia)
96	4215		Yes	4/8	4/8	4/8/08	Property tax; principal residence exemption; additional principal residence exemption on 2 properties up to 3 years; allow under certain circumstances. (Rep. E. Gaffney)
97		1192	Yes	4/15	4/15	4/15/08	Business tax; other; film rental and royalty payments made by theater owner included as purchases from other firms; revise effective date. (Sen. J. Barcia)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
98		1223	Yes	4/18	4/18	4/18/08	State financing and management; funds; Michigan promotion program in the Michigan strategic fund; create. (Sen. J. Allen)
99		1224	Yes	4/18	4/18	4/18/08	State financing and management; funds; deposit and disposition of additional tobacco bond proceeds; provide for. (Sen. T. Stamas)
100	5865		Yes	4/18	4/18	4/18/08	State financing and management; funds; Michigan promotion program to promote tourism; create, and provide funding. (Rep. K. Ebli)
101	5866		Yes	4/18	4/18	4/18/08	Taxation; tobacco; refunding, refinancing, and sale of residual interest; provide for in Michigan tobacco settlement finance authority act. (Rep. T. Brown)
102	5867		Yes	4/18	4/18	4/18/08	State financing and management; funds; deposit and disposition of additional tobacco bond proceeds; provide for. (Rep. K. Horn)
103		1157	Yes	4/18	4/18	4/18/08	Higher education; other; use of Michigan guaranty agency operating funds for state competitive scholarships; authorize. (Sen. M. Switalski)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
104		1203	Yes	4/23	4/23	4/23/08 #	Economic development; local development financing; number of certified technology parks; expand. (Sen. R. Richardville)
105	5609		Yes	4/23	4/23	4/23/08 #	Economic development; local development financing; additional certified technology parks; provide for. (Rep. M. Simpson)
106		192	Yes	4/24	4/25	4/25/08	Labor; fair employment practices; job security for returning military personnel; provide for, and provide remedies for noncompliance. (Sen. J. Barcia)
107		120	Yes	4/24	4/25	4/25/08	Human services; food assistance; food assistance benefits; require distribution twice a month. (Sen. M. Scott)
108		1187	Yes	4/24	4/28	4/28/08 #	Economic development; Michigan economic growth authority; multisection bill to revise eligibility criteria; provide for. (Sen. T. Stamas)
109		1188	Yes	4/24	4/28	4/28/08 #	Business tax; other; tax credit for being awarded certain federal procurement contracts; provide for. (Sen. J. Gilbert)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
110		1189	Yes	4/24	4/28	4/28/08 #	Economic development; Michigan economic growth authority; multisection bill to revise eligibility criteria; provide for. (Sen. H. Clarke)
111		1190	Yes	4/24	4/28	4/28/08 #	Business tax; other; revisions to Michigan economic growth authority credit; provide for. (Sen. T. Hunter)
112	5531		Yes	4/24	4/29	4/29/08	Appropriations; supplemental; adjustments to 2007-2008 state school aid appropriations; provide for. (Rep. M. Gillard)
113	5344		Yes	4/25	4/29	4/29/08 +	Appropriations; supplemental; multidepartment supplemental; provide for fiscal year 2007-2008. (Rep. G. Cushingberry)
114	5463		Yes	4/29	4/29	4/29/08 #	Business tax; other; eligible taxpayer for credit for entertainment complexes; revise. (Rep. T. Melton)
115		1118	Yes	4/29	4/29	4/29/08 #	Business tax; other; eligible taxpayer for credit for entertainment complexes; revise. (Sen. J. Pappageorge)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
116	5600		Yes	4/29	4/29	4/29/08 #	Economic development; renaissance zones; eligibility criteria; provide for certain modifications. (Rep. M. Sak)
117		885	Yes	4/29	4/29	4/29/08	Economic development; renaissance zones; recommendation of commission of agriculture for certain renaissance zones and other miscellaneous changes; provide for. (Sen. R. Kahn)
118	5459		Yes	4/29	4/29	4/29/08	Economic development; commercial redevelopment; eligibility; expand to include certain vacant or blighted properties. (Rep. J. Mayes)
119	5607		Yes	4/29	4/29	4/29/08	Watercraft; traffic control; exception for disabled individual to restrictions against use of motorized watercraft; create. (Rep. B. Calley)
120		415	Yes	5/8	5/9	5/9/08	Health; immunizations; information regarding risks and availability of human papillomavirus immunization; require department to identify and provide to schools. (Sen. D. Cherry)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
121	5322		Yes	5/8	5/9	5/9/08	Education; students; certain information concerning human papillomavirus (HPV) and HPV immunization; require schools to provide under certain circumstances. (Rep. B. Clack)
122		209	Yes	5/8	5/9	5/9/08	Property tax; appeals; alternative start dates for board of review; provide for. (Sen. R. Jelinek)
123		1161	Yes	5/8	5/9	5/9/08	Health facilities; employees; implementation of long-term care employee background check; revise. (Sen. P. Birkholz)
124		716	Yes	5/8	5/9	5/9/08	Health; medical records; access to medical records including autopsy reports; clarify. (Sen. T. George)
125	4433		Yes	5/8	5/9	5/9/08	Property tax; tax tribunal; certification of mediators and mediation process; provide for. (Rep. S. Bieda)
126	4434		Yes	5/8	5/9	5/9/08	Property tax; tax tribunal; issuance of proposed decisions and determination of fees; provide for. (Rep. C. Young)
127	4435		Yes	5/8	5/9	5/9/08	Property tax; tax tribunal; restriction on number of members from same occupation; remove. (Rep. F. Sheen)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
128	4436		Yes	5/8	5/9	5/9/08	Property tax; tax tribunal; small claims hearings; modify. (Rep. T. Melton)
129	4437		Yes	5/8	5/9	5/9/08	Property tax; tax tribunal; requirement for evening hearing in the small claims division if requested; repeal. (Rep. B. Calley)
130		108	Yes	5/8	5/9	5/9/08	Communications; telecommunications; eligibility date to opt into METRO funds; revise. (Sen. R. Basham)
131	5695		Yes	5/21	5/21	5/21/2008	Traffic control; traffic regulation; loading requirements for carrying logs or tubular products; revise. (Rep. J. Mayes)
132	5798		Yes	5/21	5/21	5/21/2008	Public utilities; other; steam cost recovery; provide for. (Rep. C. Young)
133		751	Yes	5/21	5/21	5/21/2008	State financing and management; purchasing; veterans' preference for construction, goods, and services; increase. (Sen. J. Pappageorge)
134		115	Yes	5/21	5/21	5/21/2008	Land use; planning; joint planning commission; provide for phased transfer of powers and duties to. (Sen. P. Birkholz)
135	5894		Yes	5/21	5/21	5/21/2008	Human services; adult foster care; implementation of long-term care employee background check; revise. (Rep. S. Jackson)
136		1007	Yes	5/21	5/21	6/20/2008	Food; milk; grade A milk law; revise. (Sen. P. Birkholz)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
137		435	No	5/21	5/21	**	Courts; district court; eighty-seventh judicial district; reorganize into 3 separate districts. (Sen. T. Stamas)
138		749	Yes	5/21	5/21	5/21/2008	Liens; foreclosure; prohibition of foreclosure of mortgages given by certain active military personnel; provide for. (Sen. D. Olshove)
139		731	Yes	5/28	5/28	5/28/2008	Military affairs; other; requirement to provide certain returning reservists with post-traumatic stress disorder (PTSD) and traumatic brain injury questionnaires; provide for. (Sen. J. Allen)
140	5509		Yes	5/28	5/28	5/28/2008	Trade; other; farm produce insurance act; provide for technical amendments. (Rep. J. Mayes)
141		747	Yes	5/28	5/28	5/28/2008	Education; attendance; student's absence due to parent's being deployed or return from active duty; require to be treated as excused absence. (Sen. V. Garcia)
142	5102		Yes	5/28	5/28	5/28/2008	Gaming; lottery; additional jackpot prize payout; prohibit retailers from paying. (Rep. B. Farrah)
143	4557		Yes	5/28	5/28	5/28/2008	Income tax; checkoff; military family relief fund; incorporate into the contributions schedule in 2010. (Rep. R. LeBlanc)
144	5174		Yes	5/28	5/28	5/28/2008	Consumer protection; leases; termination of motor vehicle leases by certain active duty military personnel; allow. (Rep. G. Polidori)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
145	5085		Yes	5/28	5/28	7/1/2009	Vehicles; registration; secured registration for snowmobiles; establish. (Rep. J. Mayes)
146	5274		Yes	5/28	5/28	5/28/2008	Occupations; private detectives; definition and qualifications of licensed professional investigator; revise, and clarify the conduct of certain activities. (Rep. B. Farrah)
147	5585		Yes	5/28	5/28	6/27/2008	Food; milk; manufacturing of milk; revise. (Rep. J. Espinoza)
148	5909		Yes	5/28	5/28	5/28/2008#	Probate; trusts; personal property trust perpetuities act; create. (Rep. A. Meisner)
149	4602		Yes	5/28	5/28	5/28/2008#	Probate; trusts; statutory rule against perpetuities; limit application to real property and make inoperable certain language governing exercising a power of appointment. (Rep. T. Schuitmaker)
150	4965		Yes	6/5	6/5	6/5/2008	Property; conveyances; transfer of reversionary interest in part of certain state owned property previously conveyed; provide for. (Rep. H. Walker)
151		515	Yes	6/5	6/5	6/5/2008	Income tax; checkoff; military family relief fund; eliminate sunset and incorporate compliance with new contributions schedule. (Sen. J. Allen)
152		1234	Yes	6/5	6/5	6/5/2008	Watercraft; other; airboats; regulate speed of near residences. (Sen. P. Birkholz)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
153		1308	Yes	6/5	6/5	6/5/2008	Environmental protection; other; liquid industrial waste; exempt certain fuel products. (Sen. J. Gilbert)
154	5539		Yes	6/5	6/5	6/5/2008	Economic development; tax increment financing; reimbursement of certain tax capture reductions for brownfield redevelopment authorities; provide for. (Rep. S. Bieda)
155	5540		Yes	6/5	6/5	6/5/2008	Economic development; tax increment financing; reimbursement of certain tax capture reductions for local development finance authorities; provide for. (Rep. L. Wenke)
156	5541		Yes	6/5	6/5	6/5/2008	Economic development; tax increment financing; reimbursement of certain tax capture reductions for tax increment finance authorities; provide for. (Rep. R. Dean)
157	5542		Yes	6/5	6/5	6/5/2008	Economic development; tax increment financing; reimbursement of certain tax capture reductions for downtown development authorities; provide for. (Rep. R. Jones)
158	4184		Yes	6/5	6/5	6/5/2008	Corrections; alternatives; special alternative incarceration programs for prisoners; revise eligibility requirements. (Rep. P. Condino)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
159	4216		Yes	6/11	6/11	6/11/2008	Occupations; individual licensing and regulation; certain boiler operators and stationary engineers; allow registration under certain circumstances. (Rep. R. Jones)
160	5963		Yes	6/11	6/11	6/11/2008	State; interstate compacts and agreements; interstate compact on educational opportunity for military children; establish. (Rep. G. Polidori)
161	5936		Yes	6/11	6/11	6/11/2008	Occupations; accounting; provisions relating to licensing and registration of certified public accountants; modify. (Rep. A. Coulouris)
162	5476		Yes	6/16	6/16	6/16/08	Income tax; checkoff; Michigan law enforcement officers memorial monument fund; provide check-off option. (Rep. B. Byrum)
163		752	Yes	6/19	6/19	6/19/08	Veterans; other; filing location of discharge papers for national guard reservists; clarify. (Sen. J. Allen)
164		296	Yes	6/19	6/19	6/19/08	Natural resources; other; operation of off-road vehicle by child; revise requirements for organized events. (Sen. R. Jelinek)
165	5221		Yes	6/19	6/19	6/19/08	Appropriations; zero budget; capital outlay; provide for fiscal year. (Rep. M. Hood)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
166		1256	Yes	6/26	6/26	6/26/08	Local government; other; protests and demonstrations at funerals; amend conditions for issuing permits. (Sen. R. Kahn)
167	5383		Yes	6/26	6/26	6/26/08	Public utilities; electric utilities; electric cooperative member-regulation act; create. (Rep. T. Brown)
168	5893		Yes	6/30	6/30	6/30/08	Business tax; other; deductions from certain taxpayer's tax bases for certain affordable housing projects; provide for. (Rep. S. Tobocman)
169		572	Yes	7/2	7/2	7/2/08	Natural resources; hunting; use of modified bows for hunting; allow commission of natural resources to regulate. (Sen. J. Barcia)
170		867	Yes	7/2	7/2	7/2/08	Economic development; plant rehabilitation; applications for industrial property; extend sunset. (Sen. C. Brown)
171	4817		Yes	7/2	7/2	7/2/08	Traffic control; parking; requirements for use of volunteers to enforce parking violations; modify. (Rep. K. Green)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
172	6121		Yes	7/2	7/2	7/2/08	Environmental protection; sewage; rules and regulations for the operation of a sewage treatment facility; allow publication of a summary. (Rep. T. Pearce)
173	4840		Yes	7/2	7/2	7/2/08	Health facilities; licensing; fees and assessments for certain health facilities; allow department to use for background check program under certain circumstances. (Rep. K. Law)
174	6094		Yes	7/2	7/2	7/2/08	Property; conveyances; certain state owned property in Ingham county; exchange for other property. (Rep. J. Bauer)
175		1380	Yes	7/8	7/8	7/8/08	State financing and management; funds; centers of energy excellence program; create and operate. (Sen. J. Allen)
176		754	Yes	7/9	7/9	7/9/08	Veterans; other; welcome home letters; require to include state-funded veterans service organizations. (Sen. R. Kahn)
177		1217	Yes	7/9	7/9	12/31/07	Business tax; other; purchases from other firms; include certain payments to subcontractors and direct material costs. (Sen. N. Cassis)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
178	6014		No	7/9	7/9	***	Watercraft; personal; age and time of personal watercraft operation; modify, and eliminate sunset. (Rep. T. Hammon)
179	5073		Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; define adverse resource impacts and regulatory zones for purposes of regulation. (Rep. K. Law)
180	5069		Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; prohibit diversions and provide for registration and permitting of certain large quantity withdrawals. (Rep. R. Warren)
181	5067		Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; provide for site-specific reviews and a protocol for stream flow measurements. (Rep. T. Brown)
182	5066		Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; provide for water conservation measures. (Rep. M. Meadows)
183	5065		Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; prohibit withdrawals that result in an adverse resource impact and provide certain presumptions and exemptions. (Rep. G. McDowell)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
184	4343		Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; provide duties for water resources assessment and education committees and water users committees. (Rep. K. Ebli)
185		860	Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawal assessment tool; implement. (Sen. P. Birkholz)
186		859	Yes	7/9	7/9	10/7/08 #	Water; conservation; water withdrawal violations; provide penalties and remedies. (Sen. B. Patterson)
187		858	Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; require certain community suppliers to conduct an evaluation. (Sen. G. Van Woerkom)
188		727	Yes	7/9	7/9	7/9/08 #	Water; conservation; water withdrawals; require producers of bottled drinking water to conduct an evaluation. (Sen. R. Basham)
189		723	Yes	7/9	7/9	7/9/08 #	Water; conservation; water resources conservation advisory council; create, and provide duties. (Sen. L. Brater)
190		212	Yes	7/9	7/9	7/9/08 #	Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; ratify. (Sen. P. Birkholz)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
191	4330		Yes	7/9	7/10	7/10/08	Corrections; parole; requirement of GPS monitoring device for individuals convicted of aggravated stalking; provide for. (Rep. P. Condino)
192	4453		Yes	7/9	7/10	7/10/08	Crimes; domestic violence; GPS monitoring of defendants charged with domestic violence crimes and released on bail; provide for monitoring and notification. (Rep. B. Caul)
193		412	Yes	7/10	7/11	7/11/08	State financing and management; purchasing; requirement for state agencies to avoid purchasing products containing mercury under certain circumstances; implement. (Sen. R. Basham)
194		370	Yes	7/10	7/11	1/7/09 #	Weapons; licensing; requirement for post-purchase pistol safety inspection; eliminate for certain individuals, revise certain carrying requirements for certain individuals, and include motor carrier officers and capitol security officers as peace officers. (Sen. R. Richardville)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
195	4490		Yes	7/10	7/11	1/7/09 #	Weapons; licensing; requirement for post-purchase pistol safety inspection; eliminate. (Rep. P. Opsommer)
196	4491		Yes	7/10	7/11	1/7/09 #	Crimes; weapons; crime of failing to have pistol safety inspected after purchase; repeal, and eliminate certain other references to pistol safety inspections. (Rep. J. Sheltrown)
197	5833		Yes	7/10	7/11	7/11/08	Courts; funding; specified portion of unencumbered balance of the juror compensation reimbursement fund; transfer to general fund for 2007-2008 fiscal year. (Rep. M. Gillard)
198		1239	Yes	7/10	7/11	7/11/08	Property tax; principal residence exemption; county election to audit principal residence exemptions; revise. (Sen. C. Brown)
199		668	Yes	7/10	7/11	7/11/08	Family law; parental rights; termination of parental rights; clarify. (Sen. B. Hardiman)
200		669	Yes	7/10	7/11	7/11/08	Children; foster care; permanency plan and permanent placement of a child; clarify. (Sen. M. Jansen)
201		670	Yes	7/10	7/11	7/11/08	Children; protection; notice regarding termination of parental rights; revise. (Sen. G. Jacobs)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
202		671	Yes	7/10	7/11	7/11/08	Children; foster care; alternate permanency plan to be made concurrently with reasonable efforts to reunify child and family; allow. (Sen. R. Kahn)
203		672	Yes	7/10	7/11	7/11/08	Children; foster care; review of permanency plan; require. (Sen. M. Jansen)
204		975	Yes	7/10	7/11	7/11/08	Economic development; neighborhood enterprise zones; number of parcels in a neighborhood enterprise zone; modify. (Sen. R. Kahn)
205		346	Yes	7/10	7/11	1/1/09 #	Crimes; animals; person having control of dog or wolf-dog cross to provide certain information to person bitten by that dog or wolf-dog cross; require, and provide penalty for violation. (Sen. G. Van Woerkom)
206	4065		Yes	7/10	7/11	1/1/09 #	Crimes; animals; fleeing the scene of dog or wolf-dog cross bite incident or failing to provide assistance to bitten individual; prohibit, and provide penalties. (Rep. J. Mayes)
207		150	Yes	7/10	7/11	7/11/08	Income tax; credit; tax credit for donations of food items to food banks; allow. (Sen. J. Allen)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
208		388	Yes	7/10	7/14	9/30/08 #	State; escheats; application of unclaimed property act to gift cards; clarify. (Sen. N. Cassis)
209	4680		Yes	7/10	7/14	11/1/08 #	Trade; consumer goods and services; gift certificates; prohibit expiration within 5 years. (Rep. M. Sak)
210	4050		Yes	7/10	7/14	11/1/08 #	Trade; consumer goods and services; gift certificates and gift cards; prohibit certain conduct and require disclosures. (Rep. F. Miller)
211	4317		Yes	7/10	7/14	11/1/08 #	Trade; consumer goods and services; issuance of gift certificates and gift cards; prohibit service fees and certain other unfair trade practices. (Rep. M. Meadows)
212		1096	Yes	7/15	7/16	7/16/08	Appropriations; zero budget; department of education; provide for fiscal year 2008-2009. (Sen. R. Jelinek)
213		1099	Yes	7/15	7/16	7/16/08	Appropriations; zero budget; higher education; provide for fiscal year 2008-2009. (Sen. T. Stamas)
214	5812		Yes	7/15	7/16	7/16/08	Appropriations; military affairs; department of military and veterans affairs; provide for fiscal year 2008-2009. (Rep. R. LeBlanc)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
215	4481		Yes	7/15	7/16	7/16/08	Children; foster care; foster care independence act that provides services for certain youth in foster care; create. (Rep. B. Clack)
216	4658		Yes	7/15	7/16	7/16/08	Housing; housing development authority; definition of downtown area; provide for. (Rep. S. Tobocman)
217	4950		Yes	7/15	7/16	7/16/08	Economic development; renaissance zones; definition of renewable energy; modify. (Rep. R. Dean)
218	5925		Yes	7/15	7/16	7/16/08	Liquor; licenses; issuance of small distiller license; provide for. (Rep. B. Byrum)
219		836	Yes	7/15	7/16	7/16/08	School aid; other; certain requirements for qualifying for state aid for certain shared time instruction between public schools and private schools; revise. (Sen. G. Van Woerkom)
220		658	Yes	7/15	7/16	7/16/08	Local government; financing; investments of gas and oil trust funds; expand options. (Sen. M. McManus)
221	5151		Yes	7/15	7/16		Single business tax; other; sourcing of receipts for mortgage companies; clarify. (Rep. S. Bieda)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
222	5681		Yes	7/15	7/16	7/16/08	Businesses; nonprofit corporations; nonprofit corporation act; allow certain electronic communication, define and impose requirements on charitable purpose corporations, and make other general changes. (Rep. S. Tobocman)
223	6208		Yes	7/15	7/16	7/16/08	State financing and management; funds; Michigan strategic fund; clarify certain loan programs. (Rep. E. Clemente)
224	5638		Yes	7/15	7/16	7/16/08	Economic development; other; appointments to Michigan strategic fund board; revise length of term. (Rep. A. Coulouris)
225		970	Yes	7/15	7/17	7/17/08	Economic development; downtown development authorities; retail business incubators; allow to establish and fund. (Sen. J. Allen)
226		972	Yes	7/15	7/17	7/17/08	Economic development; downtown development authorities; eligibility for certain low-interest loans; clarify, and allow downtown development authority to provide. (Sen. T. Hunter)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
227		974	Yes	7/15	7/17	7/17/08 #	Economic development; other; commercial redevelopment act; reauthorize for certain local governmental units. (Sen. R. Richardville)
228		976	Yes	7/15	7/17	7/17/08	Economic development; neighborhood enterprise zones; definition of a facility; expand to include certain eligible rental property. (Sen. J. Gilbert)
229		978	Yes	7/15	7/17	7/17/08	Natural resources; funding; Michigan natural resources trust fund; require consideration of funding trails that intersect downtown areas. (Sen. T. Stamas)
230		980	Yes	7/15	7/17	7/17/08	Property tax; personal property; exemption for certain new personal property; revise. (Sen. J. Pappageorge)
231		294	Yes	7/15	7/17	7/17/08	Economic development; other; commercial rehabilitation districts; establish incentives. (Sen. M. Jansen)
232	4903		Yes	7/15	7/17	7/17/08 #	Retirement; investments; investing assets in a corporation doing business with Iran; prohibit. (Rep. M. Knollenberg)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
233	4854		Yes	7/15	7/17	7/17/08 #	Retirement; investments; state funds in any Sudanese business or interest; require treasurer to divest. (Rep. A. Smith)
234		846	Yes	7/15	7/17	7/17/08 #	State financing and management; funds; divestment from terror act; enact. (Sen. C. Brown)
235		848	Yes	7/15	7/17	7/17/08 #	Veterans; trust fund; divestment requirements for the veterans trust fund; provide for. (Sen. J. Pappageorge)
236		849	Yes	7/15	7/17	7/17/08 #	State financing and management; funds; investment of funds under the natural resources and environmental protection act in compliance with certain requirements; provide for. (Sen. R. Richardville)
237		850	Yes	7/15	7/17	7/17/08 #	Higher education; community colleges; investing with companies doing business with certain countries that support international terrorism; prohibit. (Sen. D. Olshove)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
238		853	Yes	7/15	7/17	7/17/08 #	State financing and management; funds; investing children's trust funds in compliance with certain requirements; provide for. (Sen. H. Clarke)
239		856	Yes	7/15	7/17	7/17/08 #	Higher education; other; investing assets of Michigan education trust in companies doing business with certain countries that support international terrorism; prohibit. (Sen. M. Jansen)
240	4323		Yes	7/17	7/17	7/17/08 #	Natural resources; other; operation of off-road vehicles on road shoulders; allow local jurisdictions to approve and to provide for the creation of local funds for enforcement and environmental remediation. (Rep. J. Sheltrown)
241	5559		Yes	7/17	7/17	7/17/08 #	Insurance; no-fault; off-road vehicle; define, and exempt from no-fault in certain circumstances. (Rep. G. Polidori)
242		1206	Yes	7/17	7/17	7/17/08	Economic development; renaissance zones; effective date for certain renaissance zones; modify. (Sen. J. Allen)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
243		886	Yes	7/17	7/17	7/17/08	Property tax; principal residence exemption; active duty individual renting out principal residence while away; allow to retain exemption. (Sen. J. Gilbert)
244		1243	Yes	7/17	7/17	7/17/08	Housing; housing development authority; definition of downtown area community and housing development fund; provide for. (Sen. M. Jansen)
245		1095	Yes	7/18	7/18	7/18/08 +	Appropriations; corrections; department of corrections; provide for fiscal year 2008-2009. (Sen. A. Cropsey)
246		1094	Yes	7/17	7/18	7/18/08	Appropriations; zero budget; department of community health; provide for fiscal year 2008-2009. (Sen. R. Kahn)
247		1097	Yes	7/17	7/18	7/18/08 +	Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2008-2009. (Sen. V. Garcia)
248	5814		Yes	7/17	7/18	7/18/08 +	Appropriations; human services; department of human services; provide for fiscal year 2008-2009. (Rep. D. Spade)
249	5811		Yes	7/17	7/18	7/18/08	Appropriations; state police; department of state police; provide for fiscal year 2008-2009. (Rep. R. LeBlanc)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
250	5810		Yes	7/17	7/18	7/18/08 +	Appropriations; judiciary; judiciary budget; provide for fiscal year 2008-2009. (Rep. M. Gillard)
251	5809		Yes	7/17	7/18	7/18/08 +	Appropriations; labor and economic growth; department of labor and economic growth; provide for fiscal year 2008-2009. (Rep. R. Hammel)
252		1106	Yes	7/17	7/18	7/18/08 +	Appropriations; zero budget; department of natural resources; provide for fiscal year 2008-2009. (Sen. M. McManus)
253	5807		Yes	7/17	7/18	7/18/08 +	Appropriations; agriculture; department of agriculture; provide for fiscal year 2008-2009. (Rep. J. Espinoza)
254	5804		Yes	7/17	7/18	7/18/08 +	Appropriations; history, arts, and libraries; department of history, arts, and libraries; provide for fiscal year 2008-2009. (Rep. A. Vagnozzi)
255		1093	Yes	7/17	7/18	7/18/08	Appropriations; zero budget; community colleges; provide for fiscal year 2008-2009. (Sen. B. Hardiman)
256		852	Yes	8/4	8/4	8/4/08 #	State financing and management; funds; investment of 21st century jobs trust funds in compliance with certain requirements; provide for. (Sen. V. Garcia)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
257		1367	Yes	8/4	8/4	8/4/08	Economic development; Michigan economic growth authority; definition of high-wage activity; implement. (Sen. J. Allen)
258		1351	Yes	8/4	8/4	8/4/08 #	Liquor; beer; issuance of special licenses to organizations for the conduct of certain beer festivals; provide for. (Sen. T. Hunter)
259		1352	Yes	8/4	8/4	8/4/08 #	Liquor; beer; direct sale of beer by brewpubs to special license holder; allow under certain circumstances. (Sen. J. Allen)
260		170	Yes	8/4	8/4	8/4/08 #	Children; guardians; relative guardianship assistance act; establish. (Sen. I. Clark-Coleman)
Veto	4749					6/13/08	Vehicles; motorcycles; requirement of wearing crash helmets; increase penalty, create exception, and provide for a no-helmet permit and sticker under certain circumstances. (Rep. B. Farrah)
Veto		776				6/13/08	Health; abortion; partial-birth abortions; prohibit. (Sen. C. Brown)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

MICHIGAN ADMINISTRATIVE CODE TABLE
(2008 SESSION)

MCL 24.208 states in part:

“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(i) Other official information considered necessary or appropriate by the State Office of Administrative Hearings and Rules.”

The following table cites administrative rules promulgated during the year 2000, and indicates the effect of these rules on the Michigan Administrative Code (1979 ed.).

**MICHIGAN ADMINISTRATIVE CODE TABLE
(2008 RULE FILINGS)**

R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue
28.4301	R	8	28.14313	A	8	29.6040	A	12
28.4302	R	8	28.14314	A	8	29.6041	A	12
28.4303	R	8	28.14315	A	8	29.6042	A	12
28.4304	R	8	28.14316	A	8	29.6043	A	12
28.4305	R	8	28.14317	A	8	29.6044	A	12
28.4306	R	8	28.14318	A	8	29.6045	A	12
28.4307	R	8	28.14319	A	8	29.6046	A	12
28.4308	R	8	28.14320	A	8	29.6047	A	12
28.4309	R	8	28.14321	A	8	29.6048	A	12
28.4310	R	8	29.2101	*	12	29.6049	A	12
28.4311	R	8	29.2103	*	12	29.6050	A	12
28.4351	R	8	29.2107	*	12	29.6051	A	12
28.4352	R	8	29.2109	*	12	29.6052	A	12
28.4353	R	8	29.2111	*	12	29.6053	A	12
28.4354	R	8	29.2113	*	12	29.6054	A	12
28.4355	R	8	29.4001	R	12	29.6055	A	12
28.4356	R	8	29.4002	R	12	29.6056	A	12
28.4357	R	8	29.4003	R	12	29.6057	A	12
28.4358	R	8	29.4021	R	12	29.6058	A	12
28.4359	R	8	29.4022	R	12	29.6059	A	12
28.4360	R	8	29.4023	R	12	29.6060	A	12
28.4361	R	8	29.4024	R	12	29.6061	A	12
28.4362	R	8	29.4025	R	12	29.6062	A	12
28.4363	R	8	29.4026	R	12	29.6063	A	12
28.4364	R	8	29.4027	R	12	29.6064	A	12
28.4365	R	8	29.4028	R	12	29.6065	A	12
28.4366	R	8	29.4029	R	12	29.6066	A	12
28.14301	A	8	29.4030	R	12	29.6067	A	12
28.14302	A	8	29.4031	R	12	29.6068	A	12
28.14303	A	8	29.4032	R	12	29.6069	A	12
28.14304	A	8	29.4033	R	12	29.6070	A	12
28.14305	A	8	29.4034	R	12	29.6071	A	12
28.14306	A	8	29.4035	R	12	29.6072	A	12
28.14307	A	8	29.6001	A	12	29.6073	A	12
28.14308	A	8	29.6002	A	12	29.6074	A	12
28.14309	A	8	29.6036	A	12	29.6075	A	12
28.14310	A	8	29.6037	A	12	29.6076	A	12
28.14311	A	8	29.6038	A	12	29.6077	A	12
28.14312	A	8	29.6039	A	12	29.6078	A	12

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)

**MICHIGAN ADMINISTRATIVE CODE TABLE
(2008 RULE FILINGS)**

R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue
29.6079	A	12	29.7028	A	8	29.7067	A	8
29.6080	A	12	29.7029	A	8	29.7068	A	8
29.6081	A	12	29.7030	A	8	29.7069	A	8
29.6082	A	12	29.7031	A	8	29.7070	A	8
29.6083	A	12	29.7032	A	8	29.7071	A	8
29.6084	A	12	29.7033	A	8	29.7072	A	8
29.6085	A	12	29.7034	A	8	29.7073	A	8
29.6086	A	12	29.7035	A	8	29.7074	A	8
29.6087	A	12	29.7036	A	8	29.7075	A	8
29.6088	A	12	29.7037	A	8	29.7076	A	8
29.6089	A	12	29.7038	A	8	29.7077	A	8
29.6090	A	12	29.7039	A	8	29.7078	A	8
29.6091	A	12	29.7040	A	8	29.7079	A	8
29.6092	A	12	29.7041	A	8	29.7080	A	8
29.6093	A	12	29.7042	A	8	29.7081	A	8
29.6094	A	12	29.7043	A	8	29.7082	A	8
29.6095	A	12	29.7044	A	8	29.7083	A	8
29.6096	A	12	29.7045	A	8	29.7084	A	8
29.6097	A	12	29.7046	A	8	29.7085	A	8
29.7001	A	8	29.7047	A	8	29.7086	A	8
29.7002	A	8	29.7048	A	8	29.7087	A	8
29.7010	A	8	29.7049	A	8	29.7088	A	8
29.7011	A	8	29.7050	A	8	29.7089	A	8
29.7012	A	8	29.7051	A	8	29.7090	A	8
29.7013	A	8	29.7052	A	8	29.7091	A	8
29.7014	A	8	29.7053	A	8	29.7092	A	8
29.7015	A	8	29.7054	A	8	29.7093	A	8
29.7016	A	8	29.7055	A	8	29.7094	A	8
29.7017	A	8	29.7056	A	8	29.7095	A	8
29.7018	A	8	29.7057	A	8	29.7096	A	8
29.7019	A	8	29.7058	A	8	29.7097	A	8
29.7020	A	8	29.7059	A	8	29.7098	A	8
29.7021	A	8	29.7060	A	8	29.7099	A	8
29.7022	A	8	29.7061	A	8	29.7100	A	8
29.7023	A	8	29.7062	A	8	29.7101	A	8
29.7024	A	8	29.7063	A	8	29.7102	A	8
29.7025	A	8	29.7064	A	8	29.7103	A	8
29.7026	A	8	29.7065	A	8	29.7104	A	8
29.7027	A	8	29.7066	A	8	29.7105	A	8

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)

**MICHIGAN ADMINISTRATIVE CODE TABLE
(2008 RULE FILINGS)**

R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue
29.7106	A	8	38.28	A	8	38.86	A	8
29.7107	A	8	38.29	A	8	125.190	A	15
29.7108	A	8	38.30	A	8	125.191	A	15
29.7109	A	8	38.31	A	8	125.192	A	15
29.7110	A	8	38.32	A	8	125.193	A	15
29.7111	A	8	38.33	A	8	125.194	A	15
29.7112	A	8	38.34	A	8	125.195	A	15
29.7113	A	8	38.35	A	8	125.196	A	15
29.7114	A	8	38.36	A	8	125.197	A	15
29.7115	A	8	38.37	A	8	125.199	A	15
29.7116	A	8	38.38	A	8	125.1101	*	11
29.7117	A	8	38.39	A	8	125.1102	A	11
29.7118	A	8	38.40	A	8	125.1120	*	11
29.7119	A	8	38.41	A	8	125.1125	*	11
29.7120	A	8	38.42	A	8	125.1130	*	11
29.7121	A	8	38.43	A	8	125.1175	*	11
29.7122	A	8	38.44	A	8	125.1185	*	11
29.7123	A	8	38.45	A	8	125.1192	*	11
29.7124	A	8	38.46	A	8	125.1202b	*	11
29.7125	A	8	38.47	A	8	125.1212	*	11
29.7126	A	8	38.48	A	8	125.1213a	*	11
29.7127	A	8	38.49	A	8	125.1214	*	11
38.1	R	8	38.50	A	8	125.1214d	*	11
38.2	R	8	38.51	A	8	125.1214f	*	11
38.3	R	8	38.71	A	8	125.1214i	*	11
38.4	R	8	38.72	A	8	125.1214l	R	11
38.5	R	8	38.73	A	8	125.1214n	*	11
38.6	R	8	38.74	A	8	125.1303	*	11
38.7	R	8	38.75	A	8	125.1305	*	11
38.8	R	8	38.76	A	8	125.1401	*	11
38.11	R	8	38.77	A	8	125.1403	*	11
38.12	R	8	38.78	A	8	125.1408	*	11
38.21	A	8	38.79	A	8	125.1602	*	11
38.22	A	8	38.80	A	8	125.1605	*	11
38.23	A	8	38.81	A	8	125.1610	*	11
38.24	A	8	38.82	A	8	125.1701	*	11
38.25	A	8	38.83	A	8	125.1701a	A	11
38.26	A	8	38.84	A	8	125.1702a	*	11
38.27	A	8	38.85	A	8	125.1703	A	11

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)

**MICHIGAN ADMINISTRATIVE CODE TABLE
(2008 RULE FILINGS)**

R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue
125.1705	*	11	285.637.14	*	4	299.9607	*	5
125.1711	A	11	285.637.15	*	4	299.9608	*	5
125.1712	A	11	285.637.17	*	4	299.9609	*	5
125.1713	A	11	299.6012	A	11	299.9610	*	5
125.1714	A	11	299.9101	*	5	299.9612	*	5
125.1715	A	11	299.9102	*	5	299.9613	*	5
125.1716	A	11	299.9104	*	5	299.9615	*	5
125.1717	A	11	299.9105	*	5	299.9623	*	5
125.1718	A	11	299.9203	*	5	299.9629	*	5
125.1719	A	11	299.9204	*	5	299.964	*	5
125.1720	A	11	299.9207	*	5	299.9705	*	5
125.1901	*	11	299.9212	*	5	299.9710	*	5
125.1904a	*	11	299.9222	*	5	299.9808	*	5
125.1905	*	11	299.9224	*	5	299.11001	*	5
125.1906	*	11	299.9225	*	5	299.11002	*	5
125.1908	*	11	299.9226	*	5	299.11003	*	5
125.1920	*	11	299.9227	*	5	299.11004	*	5
125.1922	*	11	299.9228	*	5	299.11005	*	5
125.1940a	*	11	299.9231	A	5	299.11009	A	5
125.1947a	*	11	299.9304	*	5	322.73	A	5
125.1950	*	11	299.9305	*	5	325.3347	R	11
125.2001	*	11	299.9306	*	5	325.3348	R	11
125.2001a	*	11	299.9307	*	5	325.3349	R	11
125.2005a	*	11	299.9308	*	5	325.3351	R	11
125.2006a	*	11	299.9309	*	5	325.3353	R	11
257.1603	*	2	299.9310	*	5	325.3361	R	11
285.637.1	*	4	299.9401	*	5	325.3363	R	11
285.637.2	*	4	299.9404	*	5	325.3371	R	11
285.637.3	*	4	299.9405	*	5	325.3372	R	11
285.637.4	*	4	299.9409	*	5	325.51131	A	13
285.637.5	*	4	299.9405	*	5	325.51132	A	13
285.637.6	*	4	299.9409	*	5	325.51133	A	13
285.637.7	*	4	299.9503	*	5	325.51134	A	13
285.637.8	*	4	299.9408	*	5	325.51135	A	13
285.637.9	*	4	299.9409	*	5	325.51136	A	13
285.637.10	*	4	299.9503	*	5	325.51137	A	13
285.637.11	*	4	299.9519	*	5	325.51138	A	13
285.637.12	*	4	299.9521	*	5	325.51139	A	13
285.637.13	*	4	299.9605	*	5	325.51140	A	13

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)

MICHIGAN ADMINISTRATIVE CODE TABLE
(2008 RULE FILINGS)

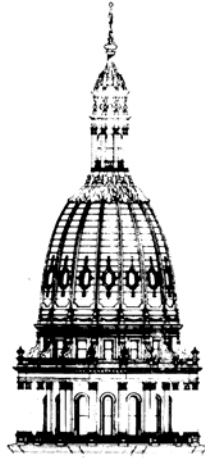
R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue	R Number	Action	2008 MR Issue
408.43209	*	5	460.1601	N	10	460.2071	R	10
408.43210	R	5	460.1602	N	10	460.2072	R	10
408.43212	A	5	460.1603	N	10	460.2074	R	10
408.43214	A	5	460.1604	N	10	460.2075	R	10
408.43216	A	5	460.1605	N	10	460.2076	R	10
408.43218	A	5	460.1606	N	10	460.2077	R	10
408.43220	A	5	460.1607	N	10	460.2078	R	10
418.10104	*	4	460.1608	N	10	460.2079	R	10
418.10107	*	4	460.1609	N	10	460.2080	R	10
418.10504	*	4	460.1610	N	10	460.2081	R	10
418.10901	*	4	460.1611	N	10	460.2082	R	10
418.10902	*	4	460.1612	N	10	460.2083	R	10
418.10909	*	4	460.1613	N	10	460.2084	R	10
418.10912	*	4	460.1614	N	10	460.2085	R	10
418.10913	*	4	460.1615	N	10	460.2086	R	10
418.10921	*	4	460.1616	N	10	460.3102	*	10
418.10922	*	4	460.1617	N	10	460.3306	R	10
418.10923	*	4	460.1618	N	10	460.3308	*	10
418.10923b	*	4	460.1619	N	10	460.3401	R	10
418.10925	*	4	460.1620	N	10	460.3402	R	10
418.101002a	*	4	460.1621	N	10	460.3403	R	10
418.101003	*	4	460.1622	N	10	460.3404	R	10
418.101003a	A	4	460.1623	N	10	460.3406	R	10
418.101005	*	4	460.1624	N	10	460.3407	R	10
418.101015	*	4	460.1625	N	10	460.3602	*	10
418.101023	*	4	460.1626	N	10	460.3605	*	10
432.1401	*	10	460.1628	N	10	460.3607	*	10
432.1402	*	10	460.1629	N	10	460.3609	*	10
432.1403	*	10	460.1630	N	10	460.3610	*	10
432.1404	*	10	460.1631	N	10	460.3612	*	10
432.1405	*	10	460.1632	N	10	460.3613	*	10
432.1406	*	10	460.1633	N	10	460.3901	R	10
432.1407	*	10	460.1634	N	10	460.3902	R	10
432.1714	A	10	460.1635	N	10	460.3903	R	10
432.1715	A	10	460.1636	N	10	460.3904	R	10
432.1812	*	10	460.1637	N	10	460.3905	R	10
432.1838	*	10	460.1638	N	10	460.3906	R	10
432.1839	*	10	460.1639	N	10	460.3907	R	10
432.1907	A	10	460.1640	N	10	460.3908	R	10

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)

MICHIGAN ADMINISTRATIVE CODE TABLE
(2008 RULE FILINGS)

R Number	Action	2008 MR Issue
484.601	A	10
560.101	*	10
560.103	*	10
560.104	*	10
560.105	*	10
560.106	*	10
560.107	*	10
560.108	A	10
560.109	A	10
560.110	A	10
560.111	*	10
560.112	*	10
560.113	*	10
560.114	*	10
560.115	A	10
560.116	A	10
560.117	A	10
560.118	A	10
560.119	A	10
560.120	A	10
560.121	*	10
560.122	A	10
560.126	*	10
560.127	*	10
560.128	*	10
560.129	*	10
560.130	*	10
560.131	*	10
560.132	*	10
560.133	*	10
560.134	*	10
560.135	*	10

(* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)



**CUMULATIVE
INDEX**

A

AGRICULTURE, DEPARTMENT OF

Correction:

Regulation No. 637 Pesticide Use (2008-4)

Regulation No. 637 Pesticide Use (2008-12)

Regulation No 637. Pesticide Use (2008-4)

ATTORNEY GENERAL, DEPARTMENT OF

Opinions

The scope of permissible “public uses” of platted roads ending at the shore of a lake

OAG 7211 (2008-2)

Requirement to provide social security number on marriage license applications

OAG 7212 (2008-5)

Whether a county officeholder's conviction on the charge of extortion by a public officer creates a vacancy in the office by operation of law.

OAG 7213 (2008-5)

Exemption from state real estate transfer taxes

OAG 7214 (2008-7)

Constitutional requirement that country officer have principal Office at county seat

OAG 7215 (2008-12)

Requirement to obtain certificate of public convenience and necessity Before commencing condemnation under Electric Transmission Line Certification Act

OAG 7216 (2008-12)

Purpose for which revenue in the Crime Victim Rights Fund may be used

OAG 7217 (2008-12)

State school aid ‘per pupil funding’ paid to charter schools upon expiration of Authorizing contract

OAG Opinion No. 7218 (2008-15)

Application of the exceptions to the single-site requirement in MCL 380.524(1) to urban high school academies

OAG Opinion No. 7219 (2008-16)

C

COMMUNITY HEALTH, DEPARTMENT OF

Advisory Committee on Sanitarians (2008-6)

Part 7. Rights of Recipients (2008-16*)

Certificate of Need, Review Standards

Urinary Extracorporeal Shock Wave Lithotripsy (UESWL) Services (2008-7)

Psychiatric Beds and Services (2008-7)

Open heart Surgery Services (2008-7)

Cardiac Catheterization Services (2008-7)

Review Standards for Surgical Services (2008-14)

Computer Tomography (CT) Scanner Services (2008-14)

Nursing Home and Hospital Long-Term-Care Unit Beds (2008-14)

E

EDUCATION, DEPARTMENT OF

School District Pupil Accounting for Distribution of State Aid (2008-4*)

ENVIRONMENTAL QUALITY, DEPARTMENT OF

Great Lakes Bottomlands Preserves (2008-11)

Hazardous Waste Management (2008-5)

Liquefied Petroleum Gas (LPG) Code (2008-12)

Part 1 General Provisions (2008-6)

Part 2 Air Use Approval (2008-12)

Part 4. Emissions Limitations and prohibitions – Sulfur Bearing Compounds (2008-2)

Part 9. Emissions Limitations and Prohibitions – Miscellaneous (2008-4*)

Part 10, Intermittent Testing and Sampling (2008-15*)

Part 11, Continuous Emission Monitoring (2008-15*)

Part 15, Emission Limitations and Prohibitions – Mercury (2008-15*)

Part 19 New Source Review for Major Sources Impacting Nonattainment Areas (2008-12)

Underground Storage tank Division (2008-12)

EXECUTIVE OFFICE

Executive Reorganization

No. 1 (2008-2)

No. 2 (2008-2)

No. 3 (2008-3)

No. 4 (2008-12)

No. 5 (2008-12)

No. 6 (2008-12)

No. 7 (2008-12)
No. 8 (2008-12)
No. 9 (2008-12)
No. 10 (2008-12)
No. 11 (2008-12)
No. 12 (2008-12)
No. 13 (2008-12)
No. 14 (2008-12)
No. 15 (2008-12)
No. 16 (2008-12)
No. 17 (2008-13)
No. 18 (2008-13)

H

HUMAN RESOURCES, DEPARTMENT OF

Children's and Adult Foster Care Camps (2008-3)
Licensing Rules for Child Care Centers (2008-11)

L

LABOR AND ECONOMIC GROWTH, DEPARTMENT OF

Corrections

Part 32. Aerial Work Platforms (2008-7)

General Industry Safety Standards – Part 5. Scaffolding (2008-11)
General Industry Safety Standards – Part 58. Aerial Work Platforms (2008-11)
Manufactured Housing (2008-11)
Michigan State House Development Authority – General Rules (2008-15)
Part 1. Subdivisions of Land (2008-1*)
Part 4 Building Code (2008-6)
Part 32. Aerial work platforms (2008-5)
Part 511. Temporary labor Camps (2008-13)
Professional Engineers(2008-4)
Rehabilitation Code (2008-6)
Residential Builders and Maintenance and Alteration Contractors (2008-11)
Ski Area Safety (2008-7*)
Workers' Compensation Health Care Services (2008-4)

M

MANAGEMENT AND BUDGET, DEPARTMENT OF

Corrections

State Employees Retirement Board General Rules (2008-11)

N

* Proposed Rules

NATURAL RESOURCES, DEPARTMENT OF

Local Snowmobile/Off Road Vehicles Control (2008-2)

Wilderness And Natural Areas (2008-5)

S

STATE POLICE, DEPARTMENT OF

Corrections

Law Enforcement Standards and Training, Part 3 Recruit Training (2008-13)

T

TREASURY, DEPARTMENT OF

State Tax Commission – General Rules (2008-16*)